

LAW FALL 2017 NOTES

UNIVERSITY OF KENTUCKY COLLEGE OF LAW



Paying it Forward

PAGE 22





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PRINTING

COPY EXPRESS

ABOUT THIS MAGAZINE

Law Notes is published annually for the alumni, students, faculty, staff and friends of the University of Kentucky College of Law.

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Lexington, KY 40506-0048

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MESSAGE FROM THE DEAN

As I reflect on the last year, I am amazed at the many accomplishments of our students, faculty, staff and alumni. The aspirations of the law school and legal community to pay it forward is inspiring and an honor to see. As you flip through this issue of Law Notes magazine, you will experience why giving back is significant to the UK Law community. It's evident in the stories you will read – including those of the first African-American hired by a majority-owned law firm in Lexington, Kentucky, a man who remains active with the Black Law Students Association and supporter for law school scholarships; the first female federal judge in Kentucky who rose to become the first female federal chief judge, a woman who commits her time and resources as the facilitator of the Judicial Conversation Series and who was instrumental in starting the tradition of a class gift from graduating law students; and a senior director of business development at Churchill Downs Incorporated, who also fights for our freedom as a lieutenant commander in the Navy Reserve. These individuals represent a few of the many generous individuals making up the UK Law alumni network who have actively participated in the power of giving.

During the 2016-17 academic year, our students also gave back in a myriad of ways. Caleb Taylor, a third-year law student, cycled from Maine to Seattle this past summer to raise awareness (and funds) for multiple sclerosis (MS) research and treatment as part of Bike the US for MS. UK Law students involved with StreetLaw continued to utilize their legal education to teach real-life lessons in law and government at two local high schools, empowering those high school students to go forward and make positive changes in the community, while also inspiring them to consider a future legal career. Law students also volunteered in the VITA clinic to assist in preparing hundreds of tax returns for low-income taxpayers, provided pro bono legal services during their spring break in underserved areas of Eastern Kentucky, helped people register to vote through a voter registration drive, and raised hundreds of dollars to support DanceBlue – a yearlong fundraising effort, culminating in a 24-hour no sitting, no sleeping Dance Marathon right in the heart of UK's campus.

In addition, our world-class, accessible faculty continue to shine a positive light on the law school by paying it forward. This past year,

Professors Jennifer Bird-Pollan, Christopher G. Bradley, and Marianna Jackson Clay teamed up with Women's Law Caucus to host "Cocktails Against Cancer," a fundraising event to benefit the Markey Cancer Center. UK Law faculty members, with the help of staff and students, also raised money to support the 2016 United Way Campaign of the Bluegrass by cooking, competing, and singing during various fundraising activities last fall. Finally, under the supervision of Prof. Joshua A. Douglas, members of the Election Law Society spent election night providing live analyses regarding significant election law issues in Kentucky and across the nation through their Election Analysis Blog.

Earlier this year, our community as well as judges, lawyers and clerks from across Kentucky were provided an extraordinary opportunity when the Honorable John G. Roberts Jr., Chief Justice of the United States, visited the UK campus. Chief Justice Roberts was here as the inaugural speaker for the newly established John G. Heyburn II Initiative for Excellence in the Federal Judiciary, in honor of the trailblazing U.S. Senior District Judge John G. Heyburn II. This spring, UK Law also hosted a brunch to honor 2016-17 scholarship recipients and donors. The event gave law students the opportunity to express their appreciation to donors, and the donors learned firsthand the magnitude of their impact in the lives of current students. In addition, alumni, members of the legal and business communities, and friends of UK Law helped raise funds at UK Law's 7th Annual Golf Tournament to support student scholarships and place students in summer public interest positions.

Even though our students, faculty, staff, and alumni have spent a significant amount of time giving back, their accomplishments go beyond paying it forward. Our students hosted various symposia including the KJEANRL's third annual symposium entitled, "Faces of the Bluegrass" and the KLJ's symposium on the 30-Year History of *Batson v. Commonwealth*. Prof. Cortney Lollar spearheaded a conference entitled, *In re Gault: 50 Years Later*, where the audience looked back at the decision that established a right to counsel in juvenile delinquency cases, as well as discussed the current issues facing the juvenile justice system. In addition, Prof. Melynda Price was selected as UK Law's University Research Professor



for 2017-18 and Prof. Richard Underwood won two Independent Publisher Book Awards for his book, "CrimeSong: True Crime Stories From Southern Murder Ballads." Finally, we inducted three new members, including the first African-American female, into the UK Law Hall of Fame for their extraordinary professional success, high degree of character and integrity, and profound positive impact on the College of Law: Sarah Howard Jenkins, Taft A. McKinstry, and Robert L. Walker.

As you review this issue of UK Law Notes, I hope you feel compelled to give back to your alma mater, communities, profession, and even the world. Whether it's mentoring young professionals, serving as a guest speaker for our student organizations, or making a gift, you can inspire others to take action in making a difference. Starting today, I encourage each of you to pay it forward. By lifting others, we can *all rise* towards our personal best. I am proud to be surrounded by some of the most generous and brightest people in the legal profession and I look forward to seeing the difference you will make in the next year and beyond.

All rise!

A stylized, handwritten signature in black ink, appearing to read "David A. Brennen".

David A. Brennen
Dean and Professor of Law

VOLUNTEER INCOME TAX CLINIC

518

Tax Returns Filed

\$100,000+

Saved on
Preparation Fees

\$497,960

in Federal Refunds

\$45,120

in State Refunds

40

Total Volunteers

800+

Hours of Training

Thank you to Prof.
Doug Michael and Prof.
Jennifer Bird-Pollan, and
to the following UK Law
students:

Tyler Almeida, Katelyn
Brown, Eric Burse,
Lauren Cobo, Gentry
Collins, Amanda
Connors, Carlin Conway,
Brittany Crouch, Tad
Darlington, Bethany
Davenport, Sinclair
Davies, Jacqueline
Graves, Brandon
Hamilton, Hayden
Holbrook, Michael
Hooper, Jared Hudson,
Lesley Lawson, Jake
Miller, Sophie Miller,
Sydney Montgomery,
Taylor Oldham, Cate
Poole (UK Law '11),
Melanie Ramsey, Brian
Scroggins, Abid Shalash
(UK Law '16), Sam Smith,
Caroline Snell, Anthony
Thomas, Jordan Thomas,
and Ivey Workman.



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02



03



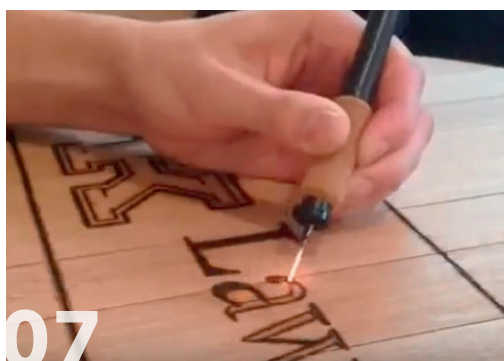
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06



07

STUDENTS PAY IT FORWARD

01 As part of National Voter Registration Day, members of the American Constitution Society helped people register to vote via a voter registration drive.

02 Students, along with faculty and staff, gathered at Campus Pub for the second annual Student Bar Association (SBA) Trivia Night. Over \$1000 was raised to benefit the UK Law Legal Clinic.

03 The Christian Legal Society held a school supplies drive to benefit The Nathaniel Mission, a local ministry that hosted children and youth enrichment camps this past summer.

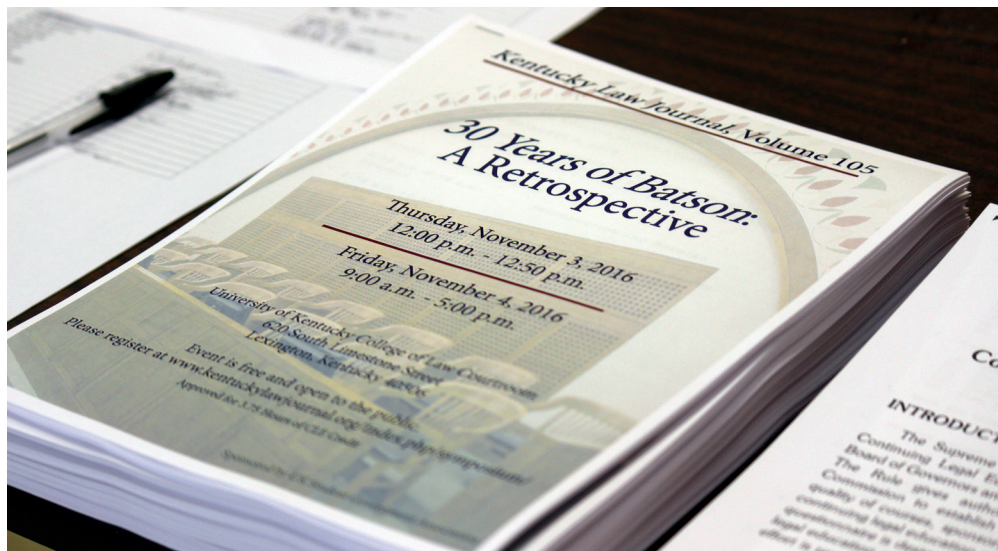
04 The Veteran's Law Society, Women's Law Caucus, and OUTLaw hosted Staff Sergeant Billie Jacobs, the first female fire support specialist in the United States Army, as a guest speaker for Veterans Day.

05 Over spring break and under the supervision of Eastern Kentucky Lawyer Ned Pillersdorf, students offered pro bono legal services to low-income residents who cannot afford attorneys. They also volunteered at the Floyd County Animal Shelter.

06 Through StreetLaw, students utilized their legal education to teach real-life lessons in law and government to high school students.

07 As part of the UK Law DanceBlue team, third-year law student Ross Stanton used his passion for wood burning to raise hundreds of dollars to support DanceBlue – a yearlong fundraising effort, culminating in a 24-hour no sitting, no sleeping Dance Marathon right in the heart of UK's campus.

KLJ Hosts Symposium on 30-Year History of *Batson v. Commonwealth*



On Friday, November 4, the Kentucky Law Journal (KLJ) and the University of Kentucky College of Law co-hosted a symposium entitled, “30 Years of *Batson v. Commonwealth*: a Retrospective.” The symposium took place in the UK Law Courtroom and was open to the public.

Featuring some of the nation’s top scholars, the program focused on the 30-year history of *Batson v. Commonwealth*. In the case, the United States Supreme Court ruled that a prosecutor’s use of peremptory challenge in a criminal case (the dismissal of jurors without stating a valid cause for doing so) cannot be used to dismiss jurors based on their race. The Court ruled that this practice violated the Equal Protection Clause of the Fourteenth Amendment. Subsequent jurisprudence has resulted in the extension to civil cases and cases where jurors are dismissed based on their sex.

The tenth oldest student-run law review was fortunate to host two scholars directly involved in *Batson*: **David Niehaus** (Adjunct Lecturer at the University of Louisville), who served as the defense attorney for James *Batson* and **Joe Gutmann** (Central High School Law and Government Magnet Coordinator and Adjunct Faculty at the University of Louisville), who was the Assistant Commonwealth’s Attorney who prosecuted the case.

“It was a wonderful opportunity for them to share their perspective of the case,” said Catie Coldiron, Special Features Editor for the KLJ.

Other notable speakers included:

- **Stephen Bright**, President and Senior Counsel at the Southern Center for Human Rights, Visiting Lecturer at Yale Law School
- **Christia Spears Brown**, Professor at the University of Kentucky
- **Catherine Grosso**, Professor at Michigan State University College of Law
- **Nancy Marder**, Professor at Chicago-Kent College of Law
- **Barbara O’Brien**, Professor at Michigan State University College of Law
- **Mark Peffley**, Professor at the University of Kentucky

“My favorite part of the symposium was meeting Stephen Bright. Professor Bright is a long-standing role model of mine and meeting him was beyond remarkable. I stand with him on many subjects, and I deeply admire his activism,” said R. Nicholas Rabold, Editor-in-Chief of the KLJ.

A luncheon immediately followed the morning panels, featuring Judge Denise Clayton, the first African-American woman to serve on the Kentucky Court of Appeals. In addition to presenters discussing the history of *Batson* and its implications, students and activists participated by posing questions throughout the symposium.

“UK Law faculty and staff are immensely proud of the hard work and leadership put forth by our students,” said David A. Brennen, Dean at UK Law. “The discussion of landmark cases among some of the nation’s top scholars is critical in impacting law and policy, while also enhancing the academic experience for every UK Law student.”

KJEANRL HOSTS SYMPOSIUM

On Tuesday, February 28, the *Kentucky Journal of Equine, Agriculture, & Natural Resources Law* (KJEANRL), in conjunction with the University of Kentucky College of Law, hosted its third annual symposium entitled, “Faces of the Bluegrass.”

Legal practitioners and regulators from across Kentucky shared their thoughts on current legal, policy, and regulation issues affecting the environment, natural resources, and energy. The symposium took place in the UK Law Courtroom and was open to the public.

Whitney B. Grider, Executive Development Editor for the KJEANRL, was responsible for planning this year’s symposium. The third-year law student reached out to previous KJEANRL authors, previous symposium presenters, and past KJEANRL members to secure speakers for the all-day event.

Presenters included:

- **Sean Alteri**, Director for the Division for Air Quality
- **Noah Friend**, General Counsel for Allison Ball, Kentucky State Treasurer
- **Clay Larkin**, Attorney at Dinsmore & Shohl LLP
- **Dave Maples**, Executive Vice President of the Kentucky Cattlemen’s Association
- **Bryan Reynolds**, Attorney at Sullivan Mountjoy Stainback & Miller, PSC (Owensboro, KY)
- **Charles G. Snively**, Cabinet Secretary, Commonwealth of Kentucky, Energy and Environment Cabinet

The morning sessions focused on the issues of coal and the impact of cattle in Kentucky, while the afternoon sessions featured presentations entitled “Kentucky Oil and Gas Conservation Laws: Keeping Pace with Technological Advances in the Oil and Gas Industry” and “Clean Power Plan Update.” Students and activists participated by posing questions throughout the symposium.

“My favorite part of the symposium was seeing it all come together,” said Grider. “The KJEANRL could not have done it without the instrumental work of the College of Law community.”

THIRD-YEAR LAW STUDENT **BIKES ACROSS AMERICA FOR CHARITY**



Caleb Taylor, a third-year law student at the University of Kentucky College of Law, hit the road this summer, cycling from Maine to Seattle, to raise awareness (and funds) for multiple sclerosis (MS) research and treatment.

As part of Bike the US for MS, Taylor and other volunteer bicyclists rode through 15 states in 69 days, pedaling a total of 4,295 miles. They began the Northern Tier route on May 27 in Bar Harbor, Maine and finished on August 4. The first half of the Northern Tier route stretched from the Atlantic to the Mississippi River. The second half started in Minnesota and led bicyclists deep into Glacier National Park – the location Taylor was most excited to see – for a two week stretch of mountains, rivers, and extreme natural beauty, before arriving in Seattle.

What exactly inspired the Kentucky native to take his mission on the road? He shares a personal connection to MS.

“I was inspired to partner with Bike the US for MS as soon as I realized such an organization existed. My mother was diagnosed with MS in 2001. Watching her struggle with different treatment options was part of my childhood,” said Taylor.

According to the National MS Society, “MS is an unpredictable, often disabling disease of the central nervous system that disrupts the flow of information within the brain, and between the brain and body.” Over 2.3 million people are affected by MS worldwide and women are two to three times more likely to develop the disease than men.

This was Taylor’s first year participating in a bike ride of this magnitude and preparation was key. Leading up to the journey, Taylor rode his bike everywhere and even scored a job as a delivery cyclist at Jimmy Johns so he could make money and train at the same time.

But this adventure wasn’t just about cycling. The North Tier team made various pit stops in towns across the country, taking part in community service projects such as building wheelchair ramps, assisting with yard work, and helping with home renovations for patients with MS.

Taylor’s goal, to raise \$1 per mile for a grand total of \$4,295, was met through a generous sponsorship from Big Ass Fans. Bike the US for MS uses 90% of funds raised for research, treatment, and community service projects for patients. For more information on Bike the US for MS, visit <http://biketheusforms.org/>.





UK LAW HOSTS CONFERENCE TO COMMEMORATE 50TH ANNIVERSARY OF *IN RE GAULT*

On Monday, March 6, the University of Kentucky College of Law hosted a conference entitled, “*In re Gault*: 50 Years Later,” to commemorate the 50th anniversary of the landmark United States Supreme Court decision *In re Gault*, 387 U.S. 1 (1967). The event took place in the UK Law Courtroom and was open to the public.

The program featured some of the nation’s top juvenile justice scholars and gave the audience a look back at the decision that established a right to counsel in juvenile delinquency cases, as well as a glimpse at current issues facing the juvenile justice system.

In the state of Kentucky alone, approximately 3,500 young people were prosecuted in juvenile delinquency proceedings last year. About 50 of those were children under the age of 10. Yet, they are not committing the types of offenses most would assume. Most of the youth who are prosecuted, both in Kentucky and across the country, are charged with misdemeanor and status offenses.

“We historically have allowed for kids to make mistakes, and to learn and grow from those mistakes. If those mistakes lead to involvement in the court system, however, they take on a magnitude far beyond what many might

anticipate,” said Cortney Lollar, Assistant Professor of Law at UK Law.

The conference was a unique opportunity to reach high school, college and law students, whereas most conferences hosted by law schools are geared toward law students and members of the legal profession, not young people in the community.

Conference panelists for the morning event included:

- **Timothy G. Arnold**, Post-Trial Division Director, Department of Public Advocacy, Justice and Public Safety Cabinet, Commonwealth of Kentucky
- **Hasan Davis**, former Commissioner of the Kentucky Department of Juvenile Justice, Educator, Youth Advocate and Performer
- **Josh Gupta-Kagan**, Assistant Professor, University of South Carolina School of Law
- **Elizabeth McMahon**, Chief, Louisville Metro Public Defender’s Office, Juvenile Trial Division
- **Diane Turner Minnifield**, Prosecutor, Fayette County Attorney’s Office, Juvenile Division
- **Robin Walker Sterling**, Associate Professor, University of Denver Sturm College of Law

“We felt the 50th anniversary of the Supreme Court case establishing a right to counsel in

juvenile cases was a great opening to bring high school students to the law school to learn about an area of the law that might hit a little closer to home,” said Prof. Lollar.

It was the collaborative efforts of Prof. Lollar and **Rebecca Ballard DiLoreto**, Executive Director of the Institute for Compassion in Justice and Adjunct Professor of Law at UK Law, who made the event possible. DiLoreto, former public defender, served as moderator for the conference. In addition to panelists discussing the history of *In re Gault* and current issues in the juvenile justice system, students participated by posing questions throughout the program. Immediately following the panel discussion, members of StreetLaw, a UK Law student organization dedicated to teaching high school students and members of the Lexington community about law and the legal system, conducted a “Know Your Rights” training.

“Several of the schools reached out after the conference to let us know how much they appreciated the opportunity to participate,” said Prof. Lollar. “It was important for us to host the conference because, despite the promise of *Gault*, we still have a far way to go before our juvenile justice system becomes a system that is truly youth-centered.”

UK LAW HOSTS OPEN FORUM

with Associate Justice of the Kentucky Supreme Court



The University of Kentucky College of Law hosted Associate Justice Michelle Keller of the Kentucky Supreme Court on October 26, as part of UK Law's 2016-17 Judicial Conversation Series.

Justice Keller was appointed to the Kentucky Supreme Court in April 2013 by Governor Steve Beshear. She was elected to a full eight-year term on the bench in November 2014. She is also the chairwoman of the court system's Kentucky Access to Justice Commission.

Joined by Judge Jennifer B. Coffman (Retired), Eastern and Western Districts of Kentucky, who served as moderator, Justice Keller began the open forum in the UK Law Courtroom by addressing the importance of having a mentor and the impact of giving back. As the first in her family to attend law school, she credits her success to her great mentors. She conveyed to students that having a mentor throughout life is crucial, noting that her motivation to give back stems from the mentoring she has received. "You get back ten-fold what you give," said Justice Keller.

For those students interested in public service, she suggested taking advantage of the opportunities within UK Law's Legal Clinic. Her sage advice didn't stop there. Laughter filled the courtroom when Justice Keller shared a personal story about a cow milking competition in Henry County. While running for office, she agreed to participate in the contest, even though it was out of her comfort zone. Despite all odds, she defeated her opponent and prevailed.

"You can take your job seriously, but you don't have to take yourself too seriously," Justice Keller said.

Next Justice Keller discussed her experiences on the bench. She talked about making difficult decisions, treating everyone in the courtroom with respect, and addressing conflicts with attorneys. She explained that serving on the Kentucky Supreme Court is not just a job, but a way of life, and that a law student's behavior will be scrutinized from this point forward. She explained this wasn't bad, as it results in the best quality of people representing the law profession.

She went on to emphasize the importance of lawyers and judges serving as leaders in their respective areas.

Justice Keller wrapped up the conversation by answering intriguing questions from students in attendance. In conjunction with her visit, she served as guest lecturer earlier in the day for Professor Mary Davis' Torts class.

The series continued in the spring with Judge Curtis Lynn Collier of the United States District Court for the Eastern District of Tennessee.



Dean Brennan initiated UK Law's Judicial Conversation Series in 2012. Judge Coffman serves as the facilitator for the series. The purpose of the series is to provide thoughtful and engaging interactions between distinguished members of the judiciary and law students. Previous speakers have included Kentucky Supreme Court Justices John D. Minton Jr. (Chief), Lisabeth Tabor Hughes, Bill Cunningham, Mary C. Noble, William Thompson Scott and Daniel J. Venters; U.S. Tax Court Judge Joseph Goeke; U.S. Bankruptcy Court for Eastern District of Kentucky Judge Tracey Wise (Chief), Judge Roger L. Gregory, Fourth Circuit U.S. Court of Appeals, Senior District Judge for Western District of Kentucky Thomas B. Russell, and Senior District Judge for the Eastern District of Tennessee Curtis Lynn Collier.

2016-17 COMPETITIONS

13th Annual Williams
Institute Moot Court
Competition

25th Annual Duberstein
Moot Court Competition

2016-2017 ABA Section
of Taxation Law Student
Tax Challenge

2016 Kentucky Intrastate
Mock Trial Competition

2017 National Trial
Competition Regional
Tournament

Alfred Mugel Buffalo Tax
Moot Court Competition

Florida Bar Association
Tax Moot Court
Competition

National Latino Law
Student Association
Moot Court Competition

Southeastern Regional
Tax Competition

Willem C. Vis
International
Commercial
Arbitration Moot



Commencement 2017

Every spring, the University of Kentucky College of Law hosts its commencement ceremony. Though the commencement format may rarely change, there is a noticeable difference in seeing how each graduating class leaves its own unique mark.

Friday, May 5, was dedicated to celebrating the Class of 2017. 113 eager law students walked across the stage in the Singletary Center for the Arts ready to claim their reward for three years of hard work: a UK Law diploma.

"Today is a day of joy – for graduates and for all of us here today. We all share your sense of accomplishment, your sense of relief, and your sense of anticipation about the future," said David A. Brennen, Dean at UK Law.

Dean Brennen went on to note the many accomplishments of this remarkable class. In just three years, these students achieved the extraordinary: law and business students volunteered in the VITA clinic to assist in preparing hundreds of tax returns for low-income taxpayers; students competed in numerous co-curricular legal skills enhancement activities; during spring break, students provided pro bono legal services in underserved areas of Eastern Kentucky; student-run law journals hosted legal symposia; and members of the Women's Law Caucus launched a new lecture series entitled, "Inspirational Women in the Law." Furthermore, members of the Class of 2017 spent election night providing live analyses regarding significant election law issues in Kentucky and across the nation through their Election Analysis Blog, auctioned off two handmade barrel tops to raise money to fight pediatric cancer, utilized their legal education to teach real-life lessons in law and government to high school students through StreetLaw, and partnered with a local



non-profit to bring puppies to the law school to help students relax before finals, while also creating an opportunity for the puppies to be adopted.

Through all of these activities, the Class of 2017 demonstrated an outward-focus that will continue to serve them as they begin their careers in law. As a further demonstration of a special type of commitment to UK Law, the Class of 2017 came together to "give back." As a result of financial donations by the class, artwork will be purchased and placed in the new law building.

Cody Barnett, as the highest-ranked student of the class, gave the greetings for the graduates. "After three long years we have reached this milestone. Think of this moment as the start of a new adventure," said Barnett. He went on to give his classmates words of advice as they each embark on a new path.

William R. Garmer, attorney at Garmer & Prather, PLLC and President-Elect of the Kentucky Bar Association, spoke on behalf of the practicing bar.

He reminded the graduates of examples of the great impact of lawyers throughout U.S. history.

Allison Connelly, Director of the UK Legal Clinic and James and Mary Lassiter Professor of Law, was selected by the graduating students to deliver remarks on behalf of the UK Law faculty. She challenged the Class of 2017 to make a pledge to work for the greater good of their communities, our country, and our world.

"Today I challenge you to use your intellect and your voice for free. Use that legal voice because the path to justice always starts with one individual who says 'that's unfair.' Use your voice to make a difference in the lives of those without a voice. Use your voice to stand up in a court of law and say I object. Because if you don't object, bigotry wins, hate wins, corruption wins and we all lose. We all lose," said Prof. Connelly.

The faculty selected Nealy Williams as the 2016 Faculty Cup Recipient, and Dean Brennen presented her with an engraved silver julep cup during the presentation of awards. Furthermore, Dean Brennen recognized those students elected to the Order of the Coif, as well as students who received the Pro Bono Award. Finally, he presented members of the graduating class with certificates signifying attainment of the degree of Juris Doctor.

Noelle True, College of Law Alumni Association President, wrapped up the ceremony by welcoming the new graduates to the legal profession. She left them with a parting line from Robert Fulghum's *All I Ever Really Needed to Know I Learned in Kindergarten*. "And it is still true, no matter how old you are, when you go out into the world, it is best to hold hands and stick together. So, congratulations. Welcome to the profession. And let's stick together."



KATELYN BROWN

TELL US ABOUT YOUR BACKGROUND.

I grew up in Hanson, Kentucky, which is in the western part of the state. Both my mother and father attended the University of Kentucky so I grew up loving UK and Lexington by default. When it came time to choose a college, I easily chose UK and, because I have always been interested in the inner-workings and financials of business, I selected accounting as my major. After experiencing a study abroad semester in London and an internship in audit during my junior year, I began to imagine life after college and I was undecided on what pathway I wanted to take. My parents suggested law school and, after some thought and advice from practicing attorneys, I decided that pairing my accounting major with a law degree would be a good idea. I took the LSAT and applied to UK Law my senior year and was subsequently accepted, but I chose to defer for one year in order to take the Certified Public Accounting (CPA) exams. In addition to taking and passing these four exams, I worked at a Lexington horse farm in the accounting department and traveled during my gap year.

WHEN DID YOU FIRST BECOME INTERESTED IN LAW SCHOOL?

Unlike many law students, the thought of law school never entered my mind until my parents planted the seed during my junior year of undergrad at UK. Growing up, I imagined I would be some sort of medical professional, especially since my entire family works in the dental profession. My squeamish-ness eventually developed and so did my lack of interest in science classes, so the entire medical field was not really an option. The profession of law to me meant exclusively litigating in the courtroom and I was not interested in that. After speaking with family friends who are attorneys and other financial professionals, I discovered the transactional side of law and how my undergraduate degree could serve me well if I decided to pursue a JD.

WHY UK LAW?

I could not imagine attending another university for law school. I was so confident that I wanted to go to UK Law and nowhere else that I didn't even apply to any other law schools. My four years of undergrad at UK were the best four years and I wanted to continue to build upon those fond memories and special experiences during

law school. Furthermore, hearing the experiences of current UK Law students at the time I was applying, and seeing the successes of so many UK Law graduates, also inspired me to pursue a law degree from UK. It also helped that UK Law was the highest ranked law school in the Commonwealth, was rated as one of the Best Value Law Schools in the nation, and had high bar passage and job placement rates.

WHAT ARE SOME OF YOUR ACCOMPLISHMENTS THAT YOU'RE MOST PROUD OF?

I have thoroughly enjoyed serving as the student representative on the law school's building committee. I've been told there have been several stalled attempts in the past to construct a new law building and I am so excited to have been part of the process. Countless meetings with the local architects and the New York architects have taken place over the past year, and I am looking forward to seeing the construction and returning to see the finished renovation in 2019. I am also proud to have been elected Student Bar Association President this year. With the building renovation going on, it is so important to communicate with the students and keep them abreast of the law school happenings. Inclusivity and unity are paramount, and that is what I am trying to achieve during my year as President.

AS A STUDENT, IN WHAT WAYS DO YOU GIVE BACK?

Volunteering in the Volunteer Income Tax Assistance (VITA) clinic every spring has been a true joy. This clinic prepares and files tax returns for mostly low-income taxpayers and international students. After first hearing of this opportunity, I knew I was meant to do this exact service because of my undergraduate degree. It is so nice to be able to use my knowledge to give back to the community. Seeing the clients' excitement and gratitude when I help them solve a tax problem or tell them they are receiving a larger refund than they expected is extremely rewarding.

IS THERE A PARTICULAR PROFESSOR OR CLASS THAT HAS REALLY LEFT AN IMPRESSION ON YOU?

As an Accounting major, I knew I would be interested in tax law courses and I jumped at the opportunity to take Taxation I during my first semester of second year. I had heard great things about Professor Jennifer





Bird-Pollan before taking her class and all of the buzz about her proved to be true. She truly cares about each student and makes tax exciting (for those people that don't think that already). Professor Bird-Pollan pushes us to think about the policy reasons behind the tax rules in place and she is always available to talk in her office about a tax problem from class or even about what courses to take. After taking her first class, I enrolled in Corporate Tax and International Tax in order to learn even more from her. I have also worked with her through the Tax Law Society and she served as a helpful adviser as I wrote my Note for the Kentucky Law Journal.

A second professor that has left an impact on me is Professor Zachary Bray. I first took his Real Estate Transactions course because I believed I would enjoy the subject. Because I had such a great experience in that class, I decided to enroll in Natural Resources Law even though I wasn't interested in pursuing this type of law. His teaching style is unmatched and it is evident that he enjoys each subject that he teaches. I visited his office hours several times and each time I emerged from his office feeling as if I could achieve any goal I set for myself. He also advised me on my Kentucky Law Journal Note and I will be forever thankful for his guidance.

WHAT ARE SOME OF YOUR CAREER GOALS?

I hope to work at a medium to large-sized firm after graduation, hopefully in a transactional practice group. Partnership status also sounds appealing, but working as in-house counsel for a company is another attractive option. In general, I hope to work somewhere I can use both my Accounting and JD degrees.

YEARS FROM NOW, WHEN YOU LOOK BACK AT YOUR TIME AT UK LAW, WHAT WILL YOU REMEMBER MOST ABOUT YOUR EXPERIENCE?

I have no doubt that what I will remember most is the tight-knit community at UK Law. The courses I take and the grades I receive are important, but I know that the relationships that I have formed will continue throughout my professional career and the rest of my life. Law school itself is difficult enough and I can't imagine surviving the three years without my friends and colleagues.



PAUL E. SALAMANCA

[GET TO KNOW UK LAW'S WENDELL H. FORD **PROFESSOR OF LAW**]

Q: Number of years you have taught at UK Law?

A: Since June 1995 – 22 years

Q: Classes you teach or areas of focus?

A: Constitutional Law (I and II), Federal Courts, Law & Religion, and Law & Economics

Q: Alma mater (law school)?

A: Boston College Law School

Q: A fun fact not many people know about you?

A: People don't generally use the words "fun" and "Paul Salamanka" in the same sentence. Just ask my kids. My favorite hobby is woodworking. I'm terrible at it, but I've made some furniture, and thank goodness I still have all my fingers. I even made a baseball bat for my stepson. It's three pieces of hard maple, glued together and turned on a lathe. Because it's not made from a single piece of wood, it would violate MLB rules.

Q: Path to UK Law?

A: I worked all over the place, east of the Mississippi. I worked for the federal judiciary in New Hampshire and D.C. I worked in private practice in Massachusetts and New York. I began my academic career in the Big Easy, at Loyola New Orleans. I was on the "common law" side of things there. (About half of their curriculum is the Napoleonic Code and what became of it).

Q: What professional accomplishment are you most proud of?

A: I have had the immense privilege of exploring constitutional law with thousands of law students. I now see these students in every walk of practice and public service.

Q: What class do you enjoy teaching the most?

A: That answer would be impossible to give without offending someone! I love the classes

where there's no simple right answer, and we can have a frank and generous discussion. I love the knotty classes, the ones that begin with a statement such as "Today we'll discuss the intersection of the Well-Pleaded Complaint Rule, the Federal Declaratory Judgement Act, and the Substantial Federal Question Test." But I also love the open-ended classes, the ones that begin with the question, "What would you have done here?"

Q: What advice would you give to current students?

A: Take practice final exams, over and over and over again. You don't prepare for a marathon by reading about it.

Q: What do you enjoy most about teaching?

A: The Socratic Method, when it works, is totally cool. When it doesn't work, well, that's why we have lectures!

UK Law Professors and WLC Team Up to Raise Money for Markey Cancer Center

Three University of Kentucky College of Law professors recently teamed up with Women's Law Caucus (WLC) to host "Cocktails Against Cancer," a fundraising event to benefit the Markey Cancer Center.

In its second year since its inception, the event raised over \$900 from ticket sales and donations.

So exactly how does the event work? UK Law professors cover all costs for the event and all proceeds go directly to the center. This year's event was hosted by Jennifer Bird-Pollan, James and Mary Lassiter Associate Professor of Law, and co-hosted by Christopher Bradley, Assistant Professor of Law, and Marianna Jackson Clay, Visiting Professor of Law.

"WLC is beyond grateful to have such great professors who also love to give back," said Emmy Daunhauer, Social Service Chair for WLC. "Having opportunities to get to know professors outside of the classroom is one of the biggest draws for students and we love partnering with them for that reason."

The student organization greatly enjoys the annual event because it gives them an opportunity to give back to an important cause, one that hits close to home for some of its members.

"For me personally, I have had many members of my family affected by cancer, and I really love that the money donated to the Markey Cancer Center goes toward research and treatment for many different types of cancer. I think it gives the event a more global purpose that anyone can relate to," said second-year law student Daunhauer.

"Cocktails Against Cancer" was held at Professor Bird-Pollan's home on October 20.

"Seeing how many students made a donation to the cause by purchasing a ticket and took time from their busy schedules to participate, and seeing how many faculty made donations and took time to join for the evening, gave me a strong confirmation of what I already know: our students and faculty care a lot about each other and our community, and about doing good in the world at large," said Professor Bird-Pollan. "It was a great event that is a wonderful example of what a unique and special community we have at the UK College of Law."

The Markey Cancer Center was founded in 1983 and is a dedicated matrix cancer center established as an integral part of the University of Kentucky and the UK HealthCare enterprise. In July 2013, Markey was designated by the National Cancer Institute (NCI) to receive research funding and many other opportunities available only to the nation's best cancer centers.

UK Law Participates in United Way Campaign

Students, faculty, and staff at the University of Kentucky College of Law raised nearly \$4,000 to support the United Way Campaign of the Bluegrass by cooking, competing, and carrying a tune during various 'fundraising activities.

The 2016 UK United Way campaign began on October 1 and ended on November 14. Across the six-week span, members of the UK Law community competed in a corn hole tournament; performed karaoke to "Whip it," "Summer Nights," and "I've Got You Babe;" started Wednesday mornings off with waffles; and placed bids on gift certificates to local restaurants and Sleep Number, UK basketballs, and cigar accessories during a silent auction. Donation forms and a cash donation jar were available at all events.

"My favorite event was karaoke day," said **Michel Yang**, *Library Manager* at UK Law. "The crowd seemed to have a lot of fun and their enthusiasm was infectious. It was wonderful to see the faculty singers and law student spectators having so much fun together!"

During karaoke day, spectators could donate to see faculty and staff perform, but performers could also donate to be exempt. Singers starring in the memorable event included:

- **Zachary A. Bray**, *H. Wendell Cherry Associate Professor of Law*
- **April Brooks**, *Staff Support Associate*
- **Mary J. Davis**, *University Research Professor and Stites & Harbison Professor of Law*
- **James M. Donovan**, *Library Director and James and Mary Lassiter Associate Professor*

of Law

- **Brian L. Frye**, *Spears-Gilbert Associate Professor of Law*
- **Roberta M. Harding**, *Professor of Law*
- **Michael P. Healy**, *Senator Wendell H. Ford Professor of Law*
- **Daniel P. Murphy, Jr.**, *Assistant Dean of Community Engagement & Diversity*
- **Michael D. Murray**, *Visiting Professor of Legal Research and Writing*
- **Franklin L. Runge**, *Faculty Services Librarian*
- **Beau Steenken**, *Instructional Services Librarian*

Zach Smith, *Computer Support Specialist*, and Yang served as the college's cabinet members with the university. In these roles, they organized and implemented all events. Smith brought event ideas to the table, drawing from his personal business experiences and interests. Yang, who has served as a cabinet member since 2015, says the college was "very lucky to have his expertise this year."

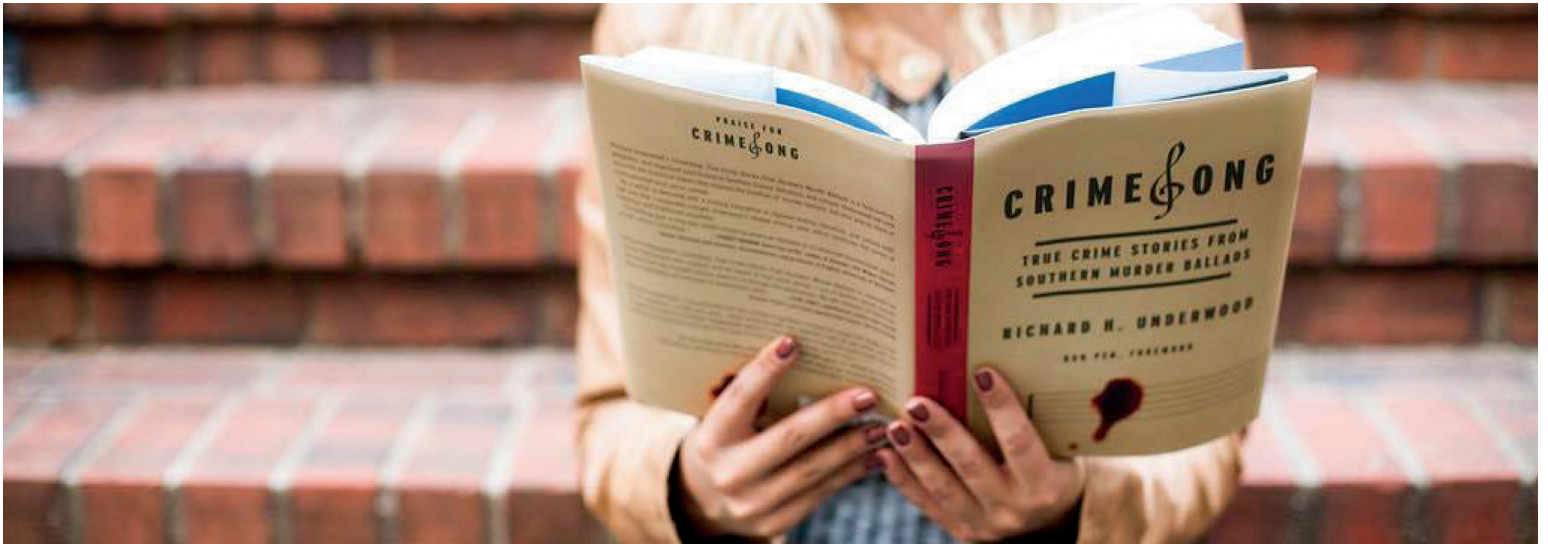
"The United Way campaign this year showed me how committed our faculty and staff are to our sense of community and fun. From the corn hole tournament to singing during karaoke day, I was reminded how much the College of Law community cares for and enjoys one another," said Yang.

United Way of the Bluegrass is a leader and motivator of change for long-term solutions for Central Kentucky communities. They have a Big Bold Goal that 10,000 more families in the Bluegrass will be self-sufficient by 2020.



**'FUN'DRAISES
NEARLY \$4000**

From Scholarly Professor to Award-Winning Author, Underwood Takes Home First IPPYs



And the winner is... Richard H. Underwood! The William L. Matthews, Jr. Professor of Law at the University of Kentucky College of Law is a winner of two Independent Publisher Book Awards (IPPY) for his book, *CrimeSong: True Crime Stories From Southern Murder Ballads*.

The IPPY Awards, the world's largest international and regional book awards contest, is conducted annually to honor the year's best independently published titles. Out of 5,000 entries, 419 medals were awarded to authors from 43 U.S. states, 7 Canadian provinces, and 15 countries overseas. The IPPY Awards are one of the highest honors for books published by independent publishers.

Prof. Underwood received a silver medal for best nonfiction in the Southeast region and a bronze medal for nonfiction cover design in the overall national awards.



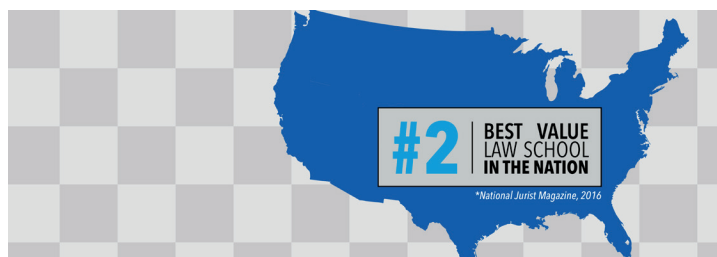
“My wife and I were very pleased. This was our first venture into the ‘trade,’ and to get two awards on our first book was a bit of a shocker.”

CrimeSong, a 328-page book that plunges readers into the riveting true crimes behind 24 Southern murder ballads, was published by Shadelandhouse Modern Press, LLC last year. The book brings to life a series of stories filled with jump-off-the-page real and memorable characters, shadowy history, courtroom dramas, murders, mayhem and music. It is available for purchase at <http://smpbooks.com/>.

Prof. Underwood traveled to New York City in May for the 21st Annual IPPY Awards ceremony, which took place in conjunction with the BookExpo America convention. He also traveled to Abingdon, Virginia, where he discussed *CrimeSong* at the Mountains of Music Festival in June.

See the full list of 2017 IPPY Awards winners at: <http://www.independentpublisher.com/>.

Reaching New Heights: UK Law Ranked No. 2 Best Value Law School in the Nation



A degree from the University of Kentucky College of Law is one of the best values in the nation, according to The National Jurist, which ranked UK Law No. 2 on its list of Best Value Law Schools for 2016.

In the annual rankings released in the fall issue of preLaw magazine, UK Law climbed to an all-time high at No. 2, steps up from last year's No. 4 ranking. This is the college's ninth consecutive year being included in the "Top 20" and fifth consecutive year in the top 10. In addition, out of the top 58 law schools, only nineteen shared an "A+" grade with UK Law. UK Law is also the only Kentucky law school included in the "Top 20" for 2016.

"It's truly an honor to be recognized on a national level again by this annual accolade," said David A. Brennen, Dean at UK College of Law. "UK Law has risen to a new level of accomplishment – one in which we are immensely proud."

The National Jurist has ranked "Best Value" law schools for the past ten years. According to the publication, the rankings are "designed to find the law schools where graduates have excellent chances of passing the bar and getting a legal job without taking on a ton of debt." The formula used in the calculation is weighted accordingly:

35%	25%	15%	15%	10%
Employment rate	Tuition	Average indebtedness upon graduation	Graduates who pass the bar exam	Cost of living

"This ranking confirms that UK Law continues to prevail in key areas, including employment rate, affordability, and debt load of graduates. We are committed to preparing our students for life after law school – opening doors to opportunities both within and outside the traditional practice of law," said Dean Brennen.

UK Law students traditionally achieve the state's highest bar examination passage rate, and employment numbers for the school have remained strong over the years. The National Jurist reports that UK Law graduates carry an average debt of \$77,793, while resident tuition was \$21,618 for the 2015-16 academic year.

UK Law Hosts Sixth Annual Developing Ideas Conference

On Wednesday, May 17, the University of Kentucky College of Law held its sixth annual Developing Ideas Conference. Untenured and recently tenured faculty from across the nation were able to gather and share their developing ideas for scholarship in an informal, supportive, and engaging environment – just before diving into summer research.

Richard C. Ausness, Associate Dean for Faculty Research and Everett H. Metcalf, Jr. Professor of Law at UK Law, spearheaded the 2017 conference.

"The conference is important for three reasons," said Associate Dean Ausness. "First, it exposes young scholars from all over the country to each other's work and enables them to obtain feedback from other participants about their works-in-progress. Second, it increases the College of Law profile nationally in a very positive way. Third, it enables faculty at the College of Law to interact with young faculty from other law schools."

Participants for the one-day event included:

Lauren Bartlett, Ohio Northern University
Marie Boyd, University of South Carolina
Amy Cyphert, West Virginia University
Dan Canon, University of Louisville
Antonia Eliason, University of Mississippi
Barbara Fedders, University of North Carolina
Dallan Flake, Ohio Northern University
Ariel Glogower, Ohio Northern University
Caleb Griffin, Regent University
Wes Henricksen, Barry University
Jeremy Kidd, Mercer University
Cortney Lollar, University of Kentucky
Agnieszka McPeak, University of Toledo
Janet Moore, University of Cincinnati
Michael Pinsof, Roosevelt University
Matt Rossman, Case Western Reserve University
JoAnne Sweeny, University of Louisville
Evan Zoldan, University of Toledo

UK Law faculty members who served as moderators for the event included Albertina Antognini, Assistant Professor of Law; Associate Dean Ausness; Jennifer Bird-Pollan, James and Mary Lassiter Associate Professor of Law; Christopher G. Bradley, Assistant Professor of Law; and Cortney E. Lollar, Assistant Professor of Law. In addition, the following UK Law faculty contributed to the discussions at different sessions: Zachary A. Bray, H. Wendell Cherry Associate Professor of Law; Michael P. Healy, Senator Wendell H. Ford Professor of Law; and Nicole Huberfeld, Associate Dean of Academic Affairs and Ashland-Spears Distinguished Research Professor of Law.

"Based on my own observations, as well as comments that the moderators and I received from some of the participants, I believe that the conference was a great success," said Associate Dean Ausness.

DIRECTOR OF ACADEMIC SUCCESS RECEIVES 2016 COLAP MERITORIOUS SERVICE AWARD

Jane Gris , Director of Academic Success and a Legal Writing Instructor at the University of Kentucky College of Law, has been selected as the recipient of the ABA's Commission on Lawyer Assistance Programs' (CoLAP) 2016 Meritorious Service Award.

The award recognizes a law student, law school, staff or faculty member who implemented a significant initiative or made a contribution toward law student mental and physical wellness through prevention, education, intervention and treatment of substance abuse, addiction, and mental illness with the law student population.

Gris  was nominated for this most prestigious award by Yvette Hourigan, Director of the Kentucky Lawyer Assistance Program, and chosen for her leadership and implementation of the Dean's Challenge Program at UK Law.

The Dean's Challenge Program consists of a five-week challenge to introduce students to exercise, nutrition, and health issues, as well as yoga, meditation, and other programs.

Gris  was honored last year at the ABA CoLAP 2016 National Conference for Lawyer Assistance Programs Annual Dinner in Vancouver, British Columbia.



PROFESSOR DOUGLAS SHINES LIGHT ON UK LAW DURING ELECTION SEASON



Leading up to the 2016 Presidential Election, Joshua A. Douglas, Robert G. Lawson & William H. Fortune Associate Professor of Law at the University of Kentucky College of Law, worked tirelessly to inform people across the nation about election issues through opinion pieces and media commentary.

Professor Douglas took part in public debates over disputed issues, such as voter ID proposition in Missouri and a proposition to lower the voting age in San Francisco to 16, and also engaged UK Law students' public outreach through the Election Law Society. Professor Douglas appeared as a guest on WUKY's *UK Perspectives* on November 2, where he spoke about the student organization's Election Analysis Blog. Under his supervision, law students fielded questions from the general public and media, and provided easy-to-understand legal explanations during the vote-casting and vote-counting process on election night. The blog received traffic from 40 of the 50 states and attracted visitors from 11 other countries including Ireland, Russia, and South Korea.

"The event provides a valuable educational exercise for our students while also benefitting

the general public, as the traffic to the website shows," said Professor Douglas.

Professor Douglas authored a number of editorials, mostly in nationally distributed outlets, on various election-related topics. *The Good News on Voting and Democracy* was published in *USA Today* on October 23. Several op-eds were also published on CNN.com, including: *A Disputed Presidential Election Would Be a Mess* on November 4; *McConnell, denounce Trump's 'rigged election' comments* on October 17; and *How the Senate Could Safeguard the Election* on August 30. On Election Day, the election law expert even made a live appearance on CNN to respond to questions about ballot security and related matters.

"I've been amazed at how he's been able to do it all, while continuing to keep up with course preparation, meet with students, and participate in faculty candidate interviews," said Scott Bauries, a colleague and Robert G. Lawson Professor of Law at UK Law.

Professor Douglas' other notable media commentary from this election season include:

- *Democrats Falling Short on Pre-Emptive Poll Watching Lawsuits*, CNN
- *'Nightmare' – Supreme Court Tying 4-4 on Election Dispute*, Associated Press (published in Washington Post, Boston Globe, Philadelphia Inquirer)
- *Could You Rig An Election in Kentucky?*, Louisville Courier-Journal
- *Election Officials Acknowledge Voter Fraud But Say Trump Concerns Overblown*, Washington Times
- *The Supreme Court's Election Day 'Doomsday Scenario'*, CNN

Although Election Day has come and gone and the results are now in, media inquiries have not slowed down for Professor Douglas. He continues to provide commentary, participate in interviews, and write op-eds to ensure the public is up to speed on all things election law.

"I am often reminded of how lucky I am to work with such outstanding colleagues here at UK, and this election season, I just want to say that I'm particularly proud that Josh is out there shining a light on our law school," said Professor Bauries.

FACULTY EXPERTS IN THE NEWS

“Charters have been such a big hot-button political issue in Kentucky for so long that it would be hard for me to believe that somebody wouldn’t file a lawsuit to challenge that current legislation. I think it’s certain it will be challenged. I don’t think it’s likely the challenge will succeed.”

—Scott R. Bauries

Robert G. Lawson Professor of Law, in the Courier-Journal article, *Could Kentucky’s charter school law be unconstitutional?*

“He has a fiduciary responsibility to reduce the corporation’s tax liability. ... The notion that somehow he owes an obligation to the corporation to reduce his own taxes doesn’t make sense.”

—Rutheford B Campbell

Spears-Gilbert Professor of Law, in the National Memo story, *Legal Experts: “Fiduciary Responsibility” No Excuse for Tax Avoidance*

“Getty is fast, their business is getting to people in journalism who need [images] yesterday. There’s value added there. The problem here is they took Library of Congress material and claimed they owned something they didn’t.”

—Brian L. Frye

Spears-Gilbert Associate Professor of Law, in Format magazine article, *This \$1 Billion Lawsuit Against Getty Images Could Threaten Public Domain Art*

MELYNDA PRICE SELECTED AS UK LAW’S UNIVERSITY RESEARCH PROFESSOR FOR 2017-18 ACADEMIC YEAR

The University of Kentucky Office of the Vice President for Research, with approval by the Board of Trustees, selected Melynda Price, Robert E. Harding, Jr. Associate Professor of Law at the University of Kentucky College of Law, as the college’s University Research Professor for the 2017-18 academic year.

A UK Law committee comprised of Professors Rutheford B Campbell, James M. Donovan, and Louise E. Graham, chose Professor Price as the college’s nominee. She submitted a thorough application for consideration that was sent to the University’s selection committee on behalf of the college.

“I am honored to be named a University Research Professor. It is a recognition from other respected scholars at the University of Kentucky, which makes it very special,” said Professor Price. “My research is the result of a lot of consistent hard work, and it is nice to be rewarded for that work by my peers.”

The UK Board of Trustees established the University Research Professorships in 1976 to recognize outstanding research achievements. The University Research Professors Program was revised last year to meet the

overall objective of UK’s 2015-2020 Strategic Plan. The program now distinguishes excellence across the full spectrum of research, scholarship, and creative endeavors within each college that nominates a faculty member.

The professorship is a recognition of Professor Price’s work of over 10 years of research at UK Law. Her research focuses on race and citizenship, the politics of punishment and the role of law in the politics of race and ethnicity in the United States and at its borders. She is the author of “At the Cross: Race, Religion and Citizenship in the Politics of the Death Penalty” (2015). She has also published in the *Iowa Law Review*, the *Michigan*

Journal of Race and Law and other legal journals, as well as *The New York Times*, *Tidal Basin Review* and *Pluck! Journal of Affrilachian Arts and Culture*. Furthermore, she serves as the director of the African American and Africana Studies program in the university’s College of Arts and Sciences. Professor Price has a doctorate in political science from the University of Michigan and a J.D. from the University of Texas School of Law, and studied physics as an undergraduate at Prairie View A&M University.

Sixteen University Research Professors were recognized for their accomplishments at a spring reception hosted by President Eli Capilouto.

Professor Price was unable to attend due to spending the 2016-17 academic year at Princeton University. She was one of six legal scholars selected last year for a fellowship from Woodrow Wilson School’s Program in Law and Public Affairs (LAPA).

“I am delighted that Melynda has been recognized for her many achievements at UK, including her influential research on the experiences of African-American women,” said Richard C. Ausness, Associate Dean for Faculty Research and Everett H. Metcalf, Jr. Professor of Law at UK Law. “She is a wonderful colleague and a valued member of the College of Law faculty.”



FACULTY NOTES



Albertina Antognini's article *The Law of Nonmarriage* was published in 58 Boston College Law Review 1 (2017). She also presented her work-in-progress, *The Marginal Law of Nonmarriage*, at the Grey Fellows' Forum at Stanford Law School.



Richard C. Ausness' article *Gun Control Through Tort Law* was published online in 68 Florida Law Review Forum 89 (2017). His article *Discretionary Trusts: An Update* was accepted for publication in the ACTEC Law Journal, which is published by the American College of Trusts & Estates Counsel. His work was also cited by the California Supreme Court in *Webb v. Special Elec. Co., Inc.*, 202 Cal. Rptr. 3d 460 (Cal. 2016). Finally, he participated in a BBC broadcast on "American's Opioid Nightmare."



Scott R. Bauries' article (coauthored with then-student Patrick Schach) was cited by the Western District of Kentucky in a public employee free speech case, *Davies v. Trigg County*, 2016 WL 7105931 (W.D. Ky. Dec. 16, 2016). His work was also cited in amicus briefs by the Pacific Legal Foundation in the 9th Circuit; Americans United for the Separation of Church and State in the 4th Circuit; and the Foundation for Individual Rights in Education in the Supreme Court.



Jennifer Bird-Pollan was elected to the University Senate Council for a three-year term. She was appointed to the Florida Tax Review Board of Advisors as a peer reviewer. She participated in the George Mason Antonin Scalia Law School conference on Public Pension Reform in September 2016. She also graduated from the first UK Women's Executive Leadership Development Program and is serving as the chair of an Ad Hoc Senate Committee on the University Regulations regarding Sexual Assault and Sexual Harassment. Her book chapter, *The Philosophical Foundations of Wealth Transfer Taxation*, was published in "The Philosophical Foundations of Tax Law" (Oxford University Press) and her article *Utilitarianism and Wealth Transfer Taxation* was published in 69 Ark. L. Rev. 695 (2016). Finally, she taught courses at the Vienna University of Economics and Business and the University of Cologne during the summer.



Christopher G. Bradley presented his work at the Ohio State University Moritz College of Law. He is also working on a series of papers on commercial law and technology, one of which will be published as part of a symposium issue of the Chicago-Kent Law Review.



Zachary A. Bray's article *RLUIPA and the Limits of Religious Institutionalism*, which appeared in 2016 Utah L. Rev. 42, was re-published in the most recent edition of Leslie Griffin's Law and Religion Casebook (Foundation Press 4th ed. 2017). In addition, the article has also been chosen for inclusion in the 2017 Zoning and Planning Law Handbook, published by Thomson Reuters.



David A. Brennen served as moderator for a program entitled, "Leadership. Action. Results. Working to Build a More Open and Diverse Legal Profession," part of the Kentucky Bar Association's 2017 Diversity & Inclusion Summit. He also served as a panelist at the Kentucky Black Caucus of Local Elected Officials (KBC-LEO) Annual Conference in June.



Tina M. Brooks, along with Beau Steenken and Franklin Runge, recently coauthored an article published in the July/August 2016 edition of Bench & Bar magazine, *The Future of Law Libraries*.



Rutheford B Campbell published *The SEC's Regulation A+: Small Business Goes under the Bus Again*, 104 Ky. L.J. 325 (2016). He also spoke on new federal securities laws and rules at the Kentucky Bar Association's 2016 Securities Law Conference in Louisville.



Allison Connelly was the recipient of the 2016 Duncan Teaching Award at UK Law. She also gave remarks on Law Day at the Kentucky State Capital in the Chamber of the House of Representatives, where she received the Liberty Bell Award.



Mary J. Davis was invited to coauthor the sixth edition of "The Law of Torts," a casebook currently authored by Professors Christie, Sanders and Cardi. In

addition, she participated in the ABA National Class Actions Institute in Las Vegas, Nevada, as an invited discussant on the future of class actions. She also participated in the discussion of the proposed tentative draft of the Restatement (Third) of Conflict of Laws at the Members Consultative Group meeting of the American Law Institute in September 2016. Finally, she has been appointed as an advisor for the Restatement (Third) of Torts: Intentional Torts, appointed to the AALS Torts and Compensation Systems Section Executive Committee for a five-year term, and appointed to the SEALS Torts Resource Committee.



James M. Donovan's published the following articles: *Half-Baked: The Demand by For-Profit Businesses for Religious Exemptions from Selling to Same-Sex Couples*, 49 Loy. L.A. L. Rev. 39 (2016) and *Human Rights: From Legal Transplants to Fair Translation* 34 WIS. INT'L L.J. 475 (2017). He also contributed a chapter, *Reciprocity as a Species of Fairness: Completing Malinowski's Theory of Law*, in Bronislaw Malinowski's Concept of Law 83-106 (Mateusz Stepień ed., Springer 2016). Finally, he was appointed newsletter editor of the American Library Association's Politics, Policy and International Relations Section of the Association of College and Research Libraries (ALA ACRL PPIRS).



Joshua A. Douglas published the following articles: *State Judges and the Right to Vote*, 77 Ohio St. L.J. 1 (2016); *A Checklist Manifesto for Election Day: How to Prevent Mistakes at the Polls*, 43 Fla. St. L. Rev. 353 (2016); and *In Defense of Lowering the Voting Age*, 165 U. Pa. L. Rev. Online 63 (2017). He was also appointed to the Kentucky Supreme Court committee on revising the Code of Judicial Conduct.



Brian L. Frye published the following articles: *Aesthetic Nondiscrimination & Fair Use; An Empirical Study of the Copyright Practices of American Law Journals* (with Christopher J. Ryan, Jr. & Franklin L. Runge); *Art & the "Public Trust" in Municipal Bankruptcy; Equitable Resale Royalties; Fixing Forum Selling* in the University of Miami Business Law Review (with Christopher J. Ryan, Jr.); *Incidental Intellectual Property; and Machiavellian Intellectual Property*. Prof. Frye and Christopher J. Ryan, Jr. posted a paper titled *A Revealed-Preferences Approach to Ranking Law Schools*, which will be published in the Alabama Law Review. In addition, Prof.

Frye programmed a film series at 21c Lexington. Finally, Prof. Frye gave a TEDxJLU talk to about 1000 Chinese undergraduates at Jilin University in Changchun on the theme "Extremum."



Eugene R. Gaetke's work was discussed in the Jeffrey S. Moorad Sports Law Journal.



Alvin L. Goldman, as a co-editor of the *Annual Proceedings of the National Academy of Arbitrators*, edited several papers and panel discussions for the volume that

will be published by BNA later this year. He also participated in a closed conference of the Labor Law Group, held at University of California, Los Angeles, in which presenters and participants from the U.S. and Canada explored changes that should be made in teaching and materials to reflect recent and future developments in the field of labor and employment law.



Jane Grisé was selected to be a Faculty Fellow for Presentation U, a program at UK that seeks to integrate innovative multimodal communication instruction and assignments into courses at the university. She also started as UK Law's new Director of Academic Enhancement and Assistant Professor of Legal Research & Writing on July 1, 2017.



Roberta M. Harding served as a media legal analyst for a CNN television series entitled "Death Row Stories." She is also serving as a legal analyst for "Truth,

Justice and the American Lie," a film about a claim of actual innocence in a Nebraska murder case. Finally, she was featured in an online article about her use of game-based digital learning in her first-year criminal law class.



Michael P. Healy's work was cited in a 7th Circuit opinion, No. 6374-11L, *King v. Commissioner of Internal Revenue*.



Melissa N. Henke wrote the "Effective Legal Writing" column for the November 2016 Bench and Bar Magazine. She presented "Assessing Assessment: Using

Data from Outcomes-Based Assessment to Build a Better LRW Program," along with Beau Steenken, at the Ohio Regional Association of

Law Libraries last October.



Diane B. Kraft presented at the Global Legal Writing Skills webinar in May on the topic of contrastive rhetoric in the legal writing classroom.



Robert G. Lawson will publish a book entitled "Who Killed Betty Gail Brown?" in November. Prof. Lawson draws on police and court records, newspaper articles, personal files and his own notes to provide an invaluable record of one of Kentucky's most famous cold cases.



Courtney E. Lollar's article *Criminalizing Pregnancy* was accepted for publication in the Indiana Law Journal.



Douglas Michael presented at the American Bar Association Section of Business Law Annual Meeting in Boston on the topic, "Teaching Banking Law after the Dodd-Frank Act: Pitfalls and Possibilities." He also discussed new federal securities laws and rules at the Kentucky Bar Association's 2016 Securities Law Conference in Louisville.



Kathryn L. Moore's article *The Future of the Cadillac Tax* was published in the N.Y.U. Review of Employee Benefits and Executive Compensation. She also presented "The 'Security' of Social Security in 2017 and Beyond" at the Employee Benefits and Executive Compensation Section of the AALS Annual Meeting program on *Broken Promises: How Secure is the Promise of Retirement Income?* Finally, she was elected chair-elect of the Employee Benefits and Executive Compensation Section of AALS.



Melynda J. Price's work was quoted in The New York Times Magazine article, *Where the Death Penalty Still Lives*.



Franklin L. Runge presented "An Inspired Classroom or Meeting: Re-Inventing Yourself" and "Your Approach and Listening to the Law: How Podcasts Can Enhance the Legal Research Classroom" at the Southeastern Chapter of the American Association of Law Libraries (SEAALL) annual conference in Raleigh, North Carolina. He also published an article entitled *An*

Empirical Study of the Copyright Practices of American Law Journals (with Brian L. Frye & Christopher J. Ryan, Jr.). Finally, he published a book review in the Law Library Journal (Winter 2017) of Laura K. Donohue's book, "The Future of Foreign Intelligence: Privacy and Surveillance in a Digital Age" (2016).



Paul E. Salamanca participated in a panel on KET's Kentucky Tonight on the impact of campaign finance laws in August 2016. He was also quoted in The Associated Press story, "Trump Chooses Another Kentuckian for Appeals Court."



Robert G. Schwemm, along with Calvin Bradford, published an article entitled *Proving Disparate Impact in Fair Housing Cases After Inclusive Communities*, in the N.Y.U. Journal of Legislation and Public Policy. His work was also cited in the article *HMDA, Housing Segregation, and Racial Disparities in Mortgage Lending*, 12 Stan. J.C.R. & C.L. 249.



Beau Steenken, along with Tina M. Brooks and Franklin L. Runge, recently coauthored an article published in the July/August edition of Bench & Bar magazine, *The Future of Law Libraries*. He also presented "Assessing Assessment: Using Data from Outcomes-Based Assessment to Build a Better LRW Program," along with Melissa Henke, at the Ohio Regional Association of Law Libraries last October.



Richard H. Underwood was quoted in The Associated Press article, *Lying under oath draws California prosecutor's ire*.



Harold R. Weinberg retired in December after nearly 45 years of service to UK Law.



Sarah N. Welling was selected as one of four UK faculty members to be featured in the 2015-2016 RCTF Annual Report.



Andrew Keane Woods testified before the House Judiciary Committee for a hearing entitled, "Data Stored Abroad: Ensuring Lawful Access and Privacy Protection in the Digital Era." His article *The Transparency Tax* was accepted for publication in the Vanderbilt Law Review.

BY REBEKAH TILLEY

Paying it Forward

“

The law school has made it possible for me to have a wonderful career, and I wanted to give something back to the law school and its students.”

JENNIFER COFFMAN
UK LAW '78

“Nobody succeeds alone. I stood on the shoulders of some lawyers who never had a chance as black lawyers to practice in majority firms. And I got that opportunity. I could do nothing less than make it a little easier for all of those kids who came after me so they will be good role models and good practitioners. It's just part of what you've got to do. It's no more complicated than that.”

JOHN MCNEILL
UK LAW '82

“THE LAW SCHOOL HAS GIVEN ME A LOT, HAS GIVEN THE COMMONWEALTH A LOT, THAT MAKES ME WANT TO DO THINGS TO HELP THE LAW SCHOOL AND HELP ITS MISSION IN KENTUCKY.”

JOHN MCGARVEY
UK LAW '73

“

It's important that we have a prosecutorial externship program because there are going to be, and will always be, future prosecutors in this group. I hope that in our office they are seeing first-hand what it means to be an advocate for public protection and victims of crime, but also to be a person who ensures that defendants are treated fairly.”

LOU ANNA RED CORN
UK LAW '84

“I want to instill in others that passion of being the best they can be. I want them to have a passion for politics, and to have a passion for community, and have passion for those who are coming behind them. That's what drives me. I'm going to move up to the Kentucky Court of Appeals and ultimately the Kentucky Supreme Court. I want another African-American on the district court bench as well as the circuit court bench. I want someone to follow in my footsteps.”

PAMELA GOODWINE
UK LAW '94

“The people of Kentucky invested in me and I owe a lot back to Kentucky educational institutions.”

CARROLL STEVENS
UK LAW '76

Pamela Goodwine

Law school was most likely a profoundly formative period in your life. It's where your professional foundation was laid for a legal career. It's where life-long relationships were formed. It's where your professional passions were discovered.

Parents, mentors, professors, community lawyers, trail blazers, teammates, donors, and average Kentucky taxpayers all had a role to play in the success of the six people profiled here. In turn, they are paying forward their success to the next generation of legal practitioners.

Pamela Goodwine (UK Law '94) carries herself as someone who is daily living out her destiny. Starting in high school, Goodwine had her eye on the bench, inspired first by Justice Thurgood Marshall and later Justice Sandra Day O'Connor. She was equipped with a sharp mind, a drive to succeed, and parents who told her she could be anything she wanted to be.

She needed all three as life circumstances threw curveball upon curveball into the valedictorian's plans. Her elderly parents, who adopted Goodwine in their retirement years, passed away with all the resulting upheaval. Shortly thereafter, Crohn's disease forced Goodwine to drop out of college, where she endured multiple surgeries, including one her doctor wasn't sure she would survive.

"The pain was so severe and I'd suffered for so long that I thought if this is God's will, then I'm okay with that," said Goodwine. "But if he lets me live, that must mean he has a plan for me. I am to make the best of this time and accomplish the unthinkable. At that time, I realized I had to go about accomplishing the unthinkable in a different way."

Two years after dropping out of college, Goodwine began taking classes again as her health allowed, graduating in 1991 – almost 10 years after her freshman year. She went on to law school where "my ponytail and my sweats" distracted her fellow students from her non-traditional student status. When her friends found out how old she was "...then I became everyone's mom," laughed Goodwine.

While a law student, Goodwine was president of the Black Law Student Association (BLSA) and a member of the Women's Law Caucus – organizations she still supports today. In addition to hiring interns and clerks to work with her at court, she is also active in various programs that support minority law students – including the John Rowe Chapter of the National Bar Association where she is currently serving as treasurer and works to partner students with mentors to give career guidance, offer interview prep and be a sounding board. John Rowe was the first African-American attorney to practice in Lexington, Ky. in 1938. Additionally, she participates in the UK Law KLEO Program.

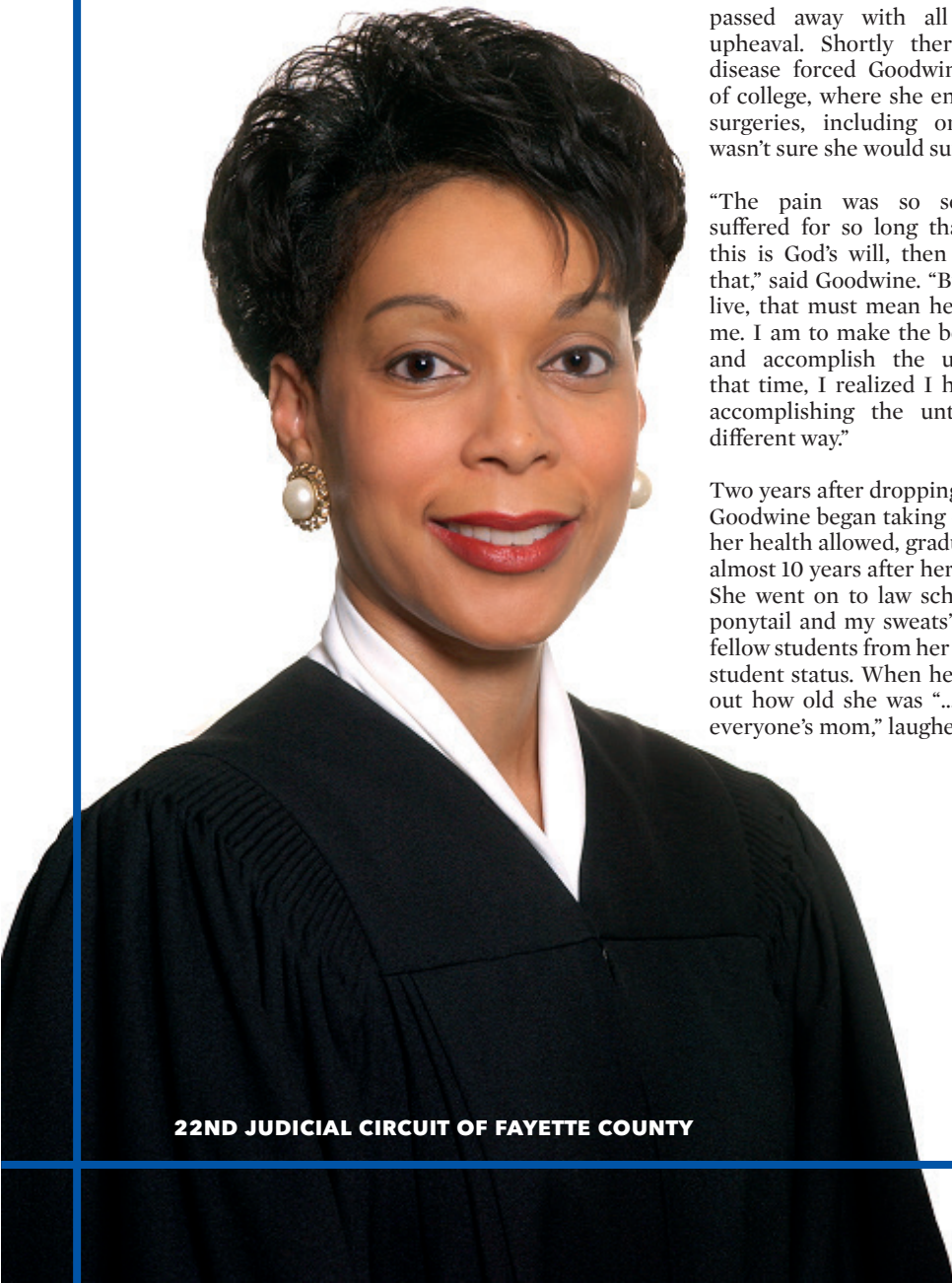
Goodwine also makes a point to reach out to new minority faculty and professional staff at the law school to help make them feel welcome and comfortable in a new hometown.

"I know what it was like when I moved to Lexington and didn't know a soul," said Goodwine. "It was very difficult without the help of local people who knew their way around. It's easier when someone in the community reaches out and can help with simple things like where do I go to get my hair done?"

Goodwine achieved her childhood dream in 1999 when then Governor Paul Patton appointed her as a Fayette District Court Judge, becoming the first African-American woman in the local judiciary. Two months later, she won the election for the judgeship outright. In 2003, she was elected to the Fayette Circuit Court. She now serves as Chief Regional Judge for the Fayette County region. In 2012, she received the Trial Judge of the Year award from the Kentucky Justice Association.

"Despite all of those accomplishments, I've never stopped dreaming," said Goodwine. "What I ultimately want to do as a role model is to ascend the judicial hierarchy. I want to be on the Kentucky Supreme Court and perhaps the federal judiciary at some level."

In the meantime, she is doing all she can to mentor others to follow the path she blazed.



22ND JUDICIAL CIRCUIT OF FAYETTE COUNTY

Carroll Stevens



**VICE PRESIDENT FOR ADVANCEMENT
AT CLAREMONT MCKENNA COLLEGE**

Even though he left Kentucky in 1987, Carroll Stevens (UK Law '76), vice president for advancement at Claremont McKenna College in California, just can't quit the place where his forbearers have lived for over 300 years. He regularly comes back to the Commonwealth to provide leadership for the college as part of the Visiting Committee and to "fill up my CLE bucket" at Kentucky Bar Association meetings.

The Daviess County, Kentucky native got his start in university advancement at the college shortly after he graduated in 1976. Under the leadership of then-Dean Tom Lewis, Stevens and Professor Paul Van Booven were tasked with creating and expanding the administrative support structure within the law school. Van Booven was "Mr. Inside" and took over administration and faculty affairs, while Stevens was "Mr. Outside," handling career services, alumni relations, and development. Under his leaderships, the college started the Lafferty Society giving program and created the Visiting Committee, a board of advisors and advocates for the college.

"The school had a lot of success during that period. This is when Tom Lewis was dean followed by Bob Lawson – both very popular and successful deans – and we began to draw some national attention and our ratings began to rise. I felt very fortunate to be part of that and to have already begun to contribute to an institution that had done so much for me in terms of career formation. It helped me develop an identity and a following in legal education which led me to be recruited by Yale Law School."

Stevens served as an associate dean at Yale Law School for 18 years. He continued to give back to the college by serving on the Visiting Committee, and with thoughtful and deliberate monetary donations to the college.

When working with UK law students who wanted to go into public service jobs, Stevens learned first-hand the economic challenges of pursuing those careers and directed scholarship donations to meet that need. When asked to donate funds for a new building, Stevens had a unique formula for determining what amount to give. As a higher education administrator, Stevens knew what it actually cost to deliver higher educational services, and the true cost of his education went well beyond his law school tuition. During the time he was a law student, Kentucky taxpayers heavily subsidized his education.

"I tried to calculate or understand that actual cost," explained Stevens. "And if, for instance, UK law school had taken that same amount of money that it spent on me and put it into an endowment, what that amount would now be worth given the compounding effect. My family just didn't have the means to support me so, through a combination of scholarships and work, I paid for college and law school myself. I computed roughly the difference between what it had cost me compared to what it had actually cost the institution and I did a little compounding exercise and came up with a figure."

"I said to myself, 'This is what I owe because Kentucky could have invested in itself rather than investing in me. I want to repay that debt.'"



Lou Anna Red Corn

Lou Anna Red Corn (UK Law '84) has two guiding principles that govern her work as Lexington's top prosecutor: fairness and courtesy. It's what she strives to bring to every victim and every defendant. And, even more than courtroom skills, it's what she strives to imprint on every law student who comes through her office's prosecutorial externship program.

"Those are important lessons to know and understand coming out of law school," said Red Corn. "The same is true in the civil practice – you would hope that lawyers would go into practice being fair and honest and civil to each other. Our externship program is an opportunity for law students to see something that may impact their practice and approach law in the future while also cultivating another generation of good prosecutors."

The importance of justice and honoring every person's humanity was deeply engrained in Red Corn by her father. A full-blooded member of the Osage Nation, Red Corn's father faced racial discrimination that profoundly impacted every area of his life. Red Corn's mother's white family disowned her for marrying Red Corn's father, and the family eventually moved to Louisville to escape overwhelming racial prejudice in Oklahoma.

"He instilled in us that we cannot judge people on things like where they come from or who their people are, the color of their skin, the way they speak," said Red Corn. "To that extent, being Osage and being a member of a minority has had an impact on my sense of what's fair and what's right and how to treat people. I believe part of my success as a prosecutor is because of those things."

Red Corn began her career as a public defender before transitioning into prosecutorial work. After almost 30 years in the Fayette County Office of the Commonwealth's Attorney, she was appointed by Kentucky Governor Matt Bevin after her predecessor Ray Larson's retirement in 2016. Larson began the prosecutorial externship program, and Red Corn plans to continue it in part to encourage a new generation of law students to consider a career in public service.

"Certainly what prosecutorial work lacks in monetary compensation it makes up for in personal and professional satisfaction, probably ten-fold," said Red Corn. "Everyone wants to have a meaningful career. And for some people a meaningful career is writing a good contract or sound wills, or assisting people that have been injured. For me, simply being involved in a process that affected people so personally – like representing someone charged with a crime and then later prosecuting those who injure other people – has been greatly rewarding."

**COMMONWEALTH'S ATTORNEY
FOR FAYETTE COUNTY, KY.**



John McNeill

PARTNER,
LANDRUM &
SHOUSE LLP

When John McNeill (UK Law '82) was a fourth grade student in a poverty-stricken area of North Philadelphia in the 1960s, his teacher brought in a white female lawyer to talk to the class.

"She talked about problems that I would hear my father and his friends talk about when they would sit around just hanging out," said McNeill. "Things like 'I wish I had someone who could have read this lease before I signed it.' My dad was a hardworking man, but not an educated man. What she talked about was how lawyers could do all those little things my father and adults in my life had problem with."

That moment planted a seed that eventually took McNeill to Wyoming for college and then to the University of Kentucky College of Law. As a law student, McNeill was active in the Black Law Students Association (BSLA), at that time called BALSAs. In his second year, McNeill and five other fellow BALSAs students began a diversity workshop for historically disadvantaged students – including African-Americans, women and eastern Kentucky first generation college students – giving them information on how to study for and take the LSAT, what law school classes were like, and opening doors of opportunity. This was before the current KLEO Program ever existed.

"Dean Thomas Lewis and Carroll Stevens were extremely helpful to our small BALSAs organization," recalled McNeill. "The law school helped us a little with the financing. We contacted all the universities in the central, northern, and eastern parts of the state. Kids came in and we had an all-day program and it has continued ever since. That's something we're proud of starting."

After graduating and beginning his legal career – becoming the first African-American hired by a majority-owned Lexington, Kentucky law firm – McNeill continued being active with BLSAs both formally and informally. McNeill also helped revitalize the John Rowe Chapter of the National Bar Association. McNeill served as president of the John Rowe Chapter from 1990-1994 and 2000-2002.

McNeill has also been supportive of law school scholarships – perhaps foremost the Ollen B. Hinnant Scholarship for minority and historically disadvantaged law students. Hinnant was the first African-American graduate of UK Law. Though he was born and raised in Lexington, Hinnant spent his legal career practicing in New Jersey due to the lack of employment opportunities for African-American attorneys in Kentucky. Upon retirement, Hinnant returned to Lexington where he went out of his way to encourage McNeill and others – both practitioners and law students – as they navigated a profession that was more open to people of color than it had been when Hinnant graduated, but still had a long way to go.

"I've seen that progress," said McNeill. "We now have African-American judges like Denise Clayton, Pamela Goodwine, Gary Payne and Brian Edwards. We have young African-American lawyers who routinely graduate from law school and get hired by majority-owned firms, when that wasn't even on the radar when I was coming out of law school. When I was hired by Landrum & Shouse in 1985, I thought of myself as a shock troop hitting the shore, and everything I did would reflect on opportunities for generations of lawyers to come after me. Now that I'm in the twilight of my career, I'm trying to provide an example of how to handle being a seasoned lawyer. This is a noble profession and you have an obligation to do it right."

Jennifer Coffman

Almost 40 years ago, Jennifer Coffman (UK Law '78) and her husband, Wes, were about to graduate from law school and dental school respectively. They sat down and had a conversation that set the trajectory of their careers by asking: how will we measure our professional success in non-monetary terms?

“While I don’t remember how we answered the question all those years ago, it’s clear now that we settled on our family, our friends, doing public service, being of value, and helping others,” said Coffman. “That’s how we measure our nonmonetary success. We’ve been married for almost 48 years and one thing we’ve done particularly well together is always ask each other the right questions.”

After thriving in private practice under the mentorship of Arthur “Al” Brooks (UK Law ’59) – “... the best mentor anyone could ever, ever, ever have,” said Coffman – she went on to become the first female federal judge in Kentucky in 1993, and the first female federal chief judge in 2007.

One of her great joys while a judge was the growing cohort of interns and clerks whom she mentored long after they left her chambers. When she retired from the bench in 2012, she began teaching the judicial externship class where she assigns students to work with her former colleagues.

“I knew that after leaving the bench I would miss my clerks and interns, and when the law school asked me to teach the class I accepted because I knew it would give me an opportunity to maintain my contact with students,” said Coffman. “When I retired, my former law clerks started a fund at the law school in my honor to provide a stipend for interns in state and federal courts who otherwise wouldn’t be able to work without pay. My law clerks knew how important that is to me.”

Coffman also facilitates the visiting judge lecture program known as the “Judicial Conversation Series.” The Judicial Conversation Series is an opportunity to provide thoughtful and engaging interactions between distinguished members of the judiciary and law students. Coffman coordinates the day-long program, which includes moderating a public discussion, classroom lectures, and informal gatherings.

In addition to all this, she also encouraged student philanthropy at the law school, helping to facilitate the new tradition of a class gift from graduating law students to the law school.

“One thing you can’t do as a sitting judge is help raise money,” said Coffman. “Part of the reason I retired is because I wanted to help with fundraising at several places – one being the law school. When I was a student 40 years ago, the philanthropic efforts hadn’t begun at the law school because it was probably 90 percent funded by the state. A lot has changed in 40 years.”



**RETIRED U.S. DISTRICT JUDGE,
EASTERN AND WESTERN DISTRICTS OF KENTUCKY**

John McGarvey

Over the years, John McGarvey (UK Law '73) has been a vibrant and constant advocate of the college. A shareholder and chair of the executive committee of Morgan & Pottinger, the former alumni association president and member and chairperson of the Visiting Committee said one of his favorite ways to give back to the college is by teaching the next generation as an adjunct instructor.

"It's the most fun thing I do," said McGarvey. "While you're there, you just focus on what you're doing. There's no telephone, there's no email. To me it was a very relaxing experience. My wife will tell you I'm in a better mood the nights I got home from teaching than any other days of the week."

McGarvey's legal practice concentrates in the representation of banks and other lenders in litigation and matters under the Uniform Commercial Code (UCC). He is a recognized expert on Article 9 and has shared that expertise with UK Law students as an adjunct instructor since 2002. Article 9 has evolved considerably over the years that McGarvey has taught the class, and UK Law students benefited from McGarvey's first-hand knowledge.

McGarvey is a member of the American Bar Association's Section of Business Law and the Committees on the UCC, Commercial Financial Services and Banking Law. He represents Kentucky as a commissioner to the Uniform Law Commission and is a division chair for the ULC, serving on the Permanent Editorial Board for the UCC. From 2008-2010, McGarvey served on the Commission's Joint Review Committee for Article 9 of the UCC, where he was a drafter of the 2010 amendments, and subsequently as co-chair of the Enactment Committee for the 2010 amendments to Article 9 that are now the law of all 50 states.

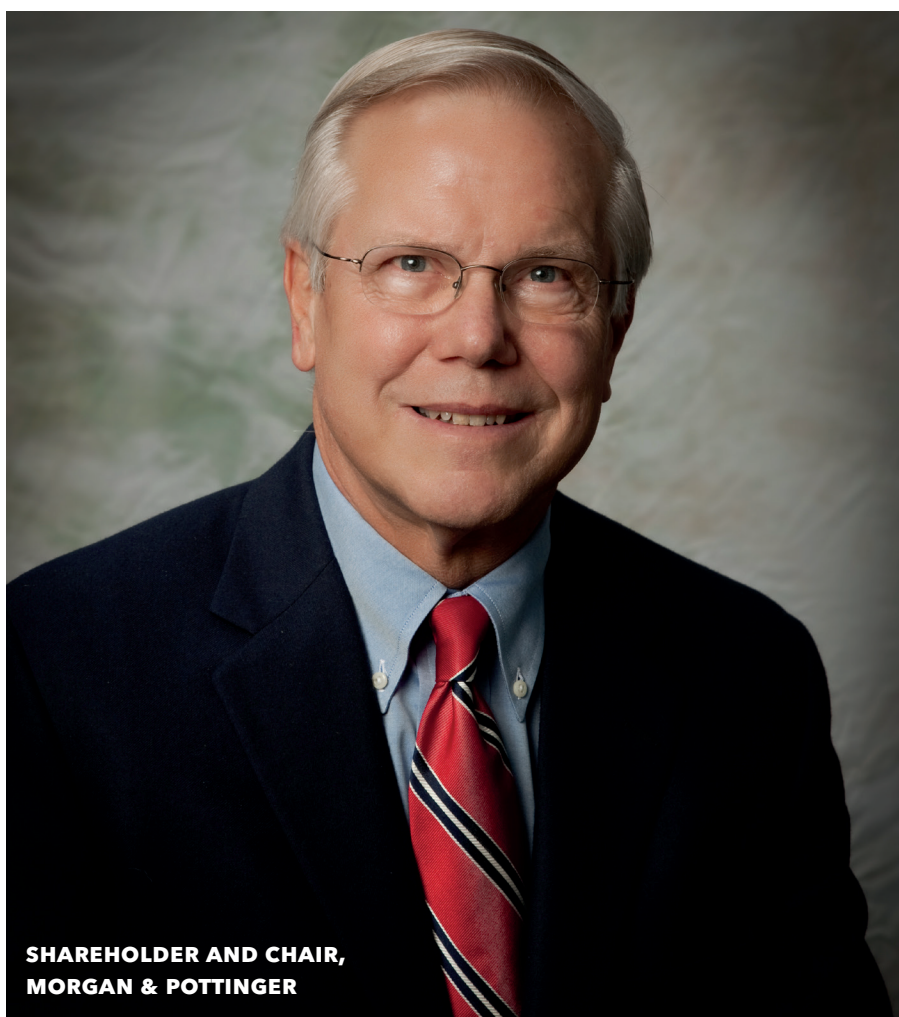
"No adjunct teaches for the money," said McGarvey. "We do it first because we enjoy it, second because we're giving back to another generation of students, and

third because it makes us better lawyers. Article 9 may be the area of law where my primary area of expertise is, but if I teach it, it forces me to go through every section of Article 9 at least once a year. It keeps me refreshed and it keeps me challenged because second and third year students don't mind attempting to play 'Stump the Professor.'"

As a law student in the early 1970s, McGarvey

recalls that Professor Gene Moody taught Articles 1-9 of the UCC in one four-hour course.

"Everybody hated it. In 1972 or 1973, if you told me I was going to become something of a UCC specialist and end up teaching part of it at UK, I would have told you that you were absolutely nuts. It's funny how things turn out sometimes."



**SHAREHOLDER AND CHAIR,
MORGAN & POTTINGER**

The College of Law has long cultivated a culture that strives to "rise by lifting others." It can be seen in the comradery of the student body. It's found in the open door habits of the faculty. Alumni carry those values with them into their profession: first being mentored in the law, and then turning around and doing the same for others. These six stories only hint at the many ways, large and small, that alumni like you are paying forward their successes. We salute them and we salute you.



SAVE THE DATES

Friday, October 6, 2017
CLASS REUNIONS
 Lexington, Kentucky

Saturday, October 7, 2017
HOMECOMING TENT PARTY
 Lexington, Kentucky

**HOMECOMING &
 ALUMNI RECEPTIONS**



SAVE THE DATE

Tuesday, November 14, 2017
**CHAMPIONS CLASSIC
 ALUMNI RECEPTION**
 Chicago, Illinois

Chief Justice of the United States Visits UK as First Speaker for the Heyburn Initiative



BY WHITNEY HARDER

University of Kentucky College of Law students as well as judges, lawyers, and clerks from across Kentucky were provided an extraordinary opportunity on February 1 as the Hon. John G. Roberts Jr., Chief Justice of the United States, visited the UK campus as the first speaker for the newly established John G. Heyburn II Initiative for Excellence in the Federal Judiciary.

“It is both an honor and a privilege to welcome the Hon. Chief Justice Roberts as the first speaker in the John G. Heyburn II Lecture Series,” said David A. Brennen, Dean of the College of Law. “The inaugural Heyburn Initiative event marks the beginning of countless opportunities for our students to hear

firsthand from some of our nation’s leaders in law, including other distinguished members of the judiciary and lawmakers, and helps UK Law continue its tradition of excellence.”

Chief Justice Roberts spoke to a large audience in the Kincaid Auditorium, which is located in the Gatton College of Business and Economics. He began with a tribute to the 11 Supreme Court justices who came from Kentucky and then shared an inside look at the nation’s highest court through a Q&A session with James C. Duff, director of the Administrative Office of the U.S. Courts and former UK basketball player. Director Duff asked the chief justice myriad questions, including “How do you encourage collegiality

and how important is it to the work of the Court?”

“It is critically important,” answered Chief Justice Roberts. “When you think about it, if you pick nine people at random, if you throw them all together and say that for the next 20 years, you’re going to decide some of the most important issues ever to face the country, you immediately realize that you have got to find a way to get along, or else it’s going to be a long 20 years.”

Chief Justice Roberts was born in Buffalo, New York, on January 27, 1955. He married Jane Marie Sullivan in 1996 and they have two children — Josephine and Jack. He received his bachelor’s degree from Harvard College in 1976 and a juris



doctor from Harvard Law School in 1979. He served as a law clerk for Judge Henry J. Friendly of the United States Court of Appeals for the Second Circuit from 1979–1980 and as a law clerk for then-Associate Justice William H. Rehnquist of the Supreme Court of the United States during the 1980 term.

He was special assistant to the attorney general, U.S. Department of Justice, from 1981–1982; associate counsel to President Ronald Reagan, White House Counsel's Office, from 1982–1986; and principal deputy solicitor general, U.S. Department of Justice, from 1989–1993. From 1986–1989 and 1993–2003, he practiced law in Washington, D.C. He was appointed to the United States Court of Appeals for the District of Columbia Circuit in 2003. President George W. Bush nominated him as chief justice of the United States, and he took his seat on September 29, 2005.

The conversation followed a conference panel, featuring University of Michigan Professor Pamela Brandwein, Federal Judicial Center Director Jeremy Fogel and Chief Judge of the United States Court of Appeals for the Fifth Circuit Carl E. Stewart. The panel also brought inspiration to the audience through a discussion about the history and judicial courage of numerous judges. Similar to the chief justice, the panelists highlighted the importance of collegiality as it relates to the work of the courts.

“One of the hallmarks of being a federal judge is collegiality,” said Chief Judge Stewart. “So much of what we do is girted by the fact that very smart people, men and women, may disagree about legal principles, but it’s the collegiality that really allows the rule of law to work.”

Preceding the event, Chief Justice Roberts met with a small group of UK law students.



The Heyburn Initiative, a national, nonpartisan federal judicial initiative, was announced in October 2016 by President Eli Capilouto, U.S. Senate Majority Leader Mitch McConnell, and Dr. Martha K. Heyburn. In partnership with the UK College of Law and UK Libraries, the initiative established a national lecture series on relevant judicial topics and is launching an archives and oral history program for Kentucky’s federal judges.

Based on the recommendation of Sen. McConnell, President George H.W. Bush appointed Judge Heyburn to the United States District Court for the Western District of Kentucky in 1992. He served as chief judge in the Western District of Kentucky from 2001 to 2008.

“The John G. Heyburn Initiative for Judicial Excellence is a perfect tribute to my friend,” Sen. McConnell said in October. “John was kind, he was thoughtful, he was principled — and the Heyburn Initiative will remind us that these virtues count both on the bench and in life. Dedicated to the preservation and study of judicial history in Kentucky, I look forward to the Heyburn Initiative becoming an integral part of Kentucky’s judicial community and a national focal point and destination for all students of our legal system.”

For more information about the John G. Heyburn II Initiative for Excellence in the Federal Judiciary, visit www.heyburninitiative.org.



UK LAW HOSTS 7TH ANNUAL GOLF TOURNAMENT

The University of Kentucky College of Law hosted its 7th annual golf tournament on May 15 at the world class Keene Trace Golf Club. UK Law alumni, faculty, students, and friends swung by the Champion Trace Course for a day of friendly competition and a “hole” lot of fun.

This year’s tournament, a four-person team best ball scramble, resulted in \$6,000 in profit to benefit students at the law school. Since its inception in 2011, the golf tournament has netted nearly \$75,000 to support student scholarships and place students in public interest opportunities.

Last summer, as well as this summer, rising third-year law student Tatum Isaacs received a placement at the Kentucky Department for Public Advocacy’s Lexington office. “My time at the Kentucky Department for Public Advocacy has allowed me to use my legal education to pursue my passion for the criminal justice system and help those in need while still building upon the concepts I learned in the classroom,” said Isaacs. “I’ve had the opportunity to learn about the law while also seeing the impact it can have on people’s lives.”

The day culminated with an awards dinner, where first, second, and third place teams were awarded trophies. The UK Law student team of Kyle Bunnell, Hunter Jones, Alex Misback, and Trey Wilkerson finished 20-under par to take first place. The team of Andrew Brown, Dr. Gary Brown, Larry Brown (UK Law ’81), and Ben Cooksey came in second and the team of John Brice (UK Law ’79), Brian Burton, Jason Lee (UK Law ’08), and Daniel Waxman (UK Law ’08) finished third. “Longest Drive” winner, Trey Wilkerson (Hole #8), and “Closest to Pin” winner, John Steiner (Hole #16), were awarded a package that included a cleat bag, golf towel, and hat.

The 14 teams of golfers were able to partake in a silent auction for prizes including Cincinnati Reds Diamond Seat tickets, an overnight stay at 21c Museum Hotel in Lexington, four Reserved Grandstand seats at Keeneland, four Club Seats at a Lexington Legends game, and more.

Monetary and in-kind donations were given by the following: 21c Museum Hotel, Ale-8-One, Atea Beauty, Bill Reik, Bluegrass Hospitality Group, Ethereal Brewing, Graeter’s, Hilary J. Boone Center, Hilton Lexington Downtown,

Keeneland Association, Inc., Keene Trace Golf Club, Kentucky Horse Park, Lavendel Massage, Lexington Healing Arts Academy, Lexington Legends, Louisville Bats, UK Law’s Office of Continuing Legal Education, Massage Envy, Mind Over Body, Parlay Social, Progressive Marketing, Sala Studio, Sash and Bow, Skin Care by Megan Renee, Sky Zone Trampoline Park, Southland Printing, Talon Winery, Ted’s Montana Grill, The Club at UK’s Spindletop Hall, and Zone Fitness for You.

UK Law is already making plans for next year’s event – be on the lookout for details! We’ll see you on the green in 2018.

Raises Funds to Benefit Students

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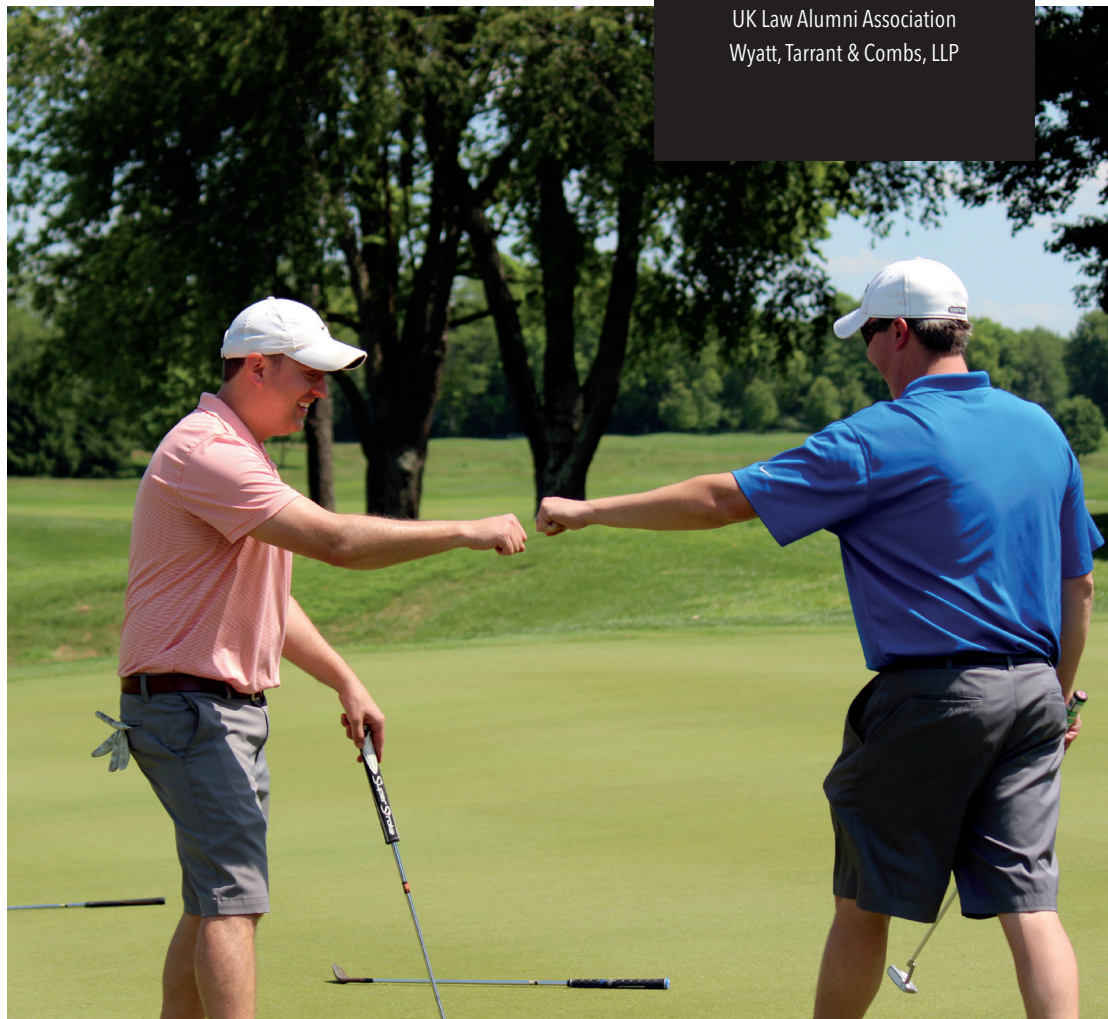
Kentucky Court Reporters

Landrum & Shouse LLP

UK Alumni Association

UK Law Alumni Association

Wyatt, Tarrant & Combs, LLP





CLASS NOTES

2010's



Joseph Brown (2016) joined English, Lucas, Priest and Owsley, LLP, in Bowling Green, as an associate. He is practicing in employment and education law.



Charles Otten (2016) joined Morgan & Pottinger, P.S.C. He will support several of the firm's practice areas including banking and finance law, business law and litigation, employment and labor law, and real estate law.



Meredith Berge Reeves (2016) joined Sturgill, Turner, Barker & Moloney, PLLC as an associate practicing in the firm's Employment Law, Higher Education Law, and K-12 Schools Law groups.



David W. Harper, Jr. (2015) joined the law firm of Bass, Berry & Sims PLC.



Brian Epling (2013) joined Arant Boulton Cummings LLP's Nashville office as an associate.



Luke A. Swain (2013) joined Dinsmore & Shohl LLP's Louisville office as an associate in the firm's Corporate Department.



Rebecca Wichard (2013) joined Stites & Harbison, PLLC's Lexington, Kentucky office. She is part of the Construction and Litigation & Appeals Service Groups. She was also selected for the inaugural Elevate Kentucky Class of 2017.



Curtis M. Graham (2012) was named to the list of 2017 Kentucky Super Lawyers "Rising Stars." He is an associate in Mazanec, Raskin & Ryder's Lexington, Kentucky, office.



Abigale "Abby" Rhodes Green (2012) joined Grossman & Moore, PLLC, as an associate attorney.



Tia J. Combs (2011) was named to the list of 2017 Kentucky Super Lawyers "Rising Stars." She is an associate in Mazanec, Raskin & Ryder's Lexington, Kentucky office.



Patrick D. Schach (2011) joined the Birmingham office of Bradley Arant Boult Cummings LLP as an associate.

Alexander G. Staffieri (2011) was promoted to member of Stoll Keenon Ogden PLLC.



Stephanie Wurdock (2011), of Sturgill, Turner, Barker & Moloney, PLLC, was appointed by the President of the Defense Research Institute, John E. Cuttino, to serve as the 2017 Co-Vice-Chair of the Public Service Subcommittee for the DRI Philanthropic Committee. She was also appointed to serve as a member of the Advisory Committee for The Plantory's Get On Board program.



Daniel Mudd (2010) was appointed a member of Frost Brown Todd's Tax and Benefits Practice Group.



Langdon Ryan Worley (2010) was selected for the 2017 Get On Board class.



Lindsay Wright (2010), Compliance Officer for Fayette County Public Schools, was selected by Commerce Lexington for its Leadership Lexington Class of 2017.

2000's



Christopher G. Colson (2009), Fowler Bell PLLC attorney, became a member of the firm.



Jacob Michul (2009) joined Bingham Greenebaum Doll LLP as an associate in the firm's Lexington, Kentucky office.



J.R. Skrabanek (2009) joined the Snell Law Firm as senior litigation counsel.



Sarah Cronan Spurlock (2009) was promoted to member of Stites & Harbison, PLLC.



Jennifer Barber (2008) was appointed to the UK Board of Trustees by Governor Matt Bevin.

Charnel M. Burton (2008) was promoted to directing attorney of the Hazard Office of AppelReD Legal Aid.



Jamie Wilhite Dittert (2008) was appointed to serve as a member of the Advisory Committee for The Plantory's Get On Board program.

James C. Nicholson (2008) released a new book entitled, "The Notorious John Morrissey: How a Bare-Knuckle Brawler Became a Congressman and Founded Saratoga Race Course."



Matt Parsons (2008), of Stoll Keenon Ogden PLLC, received the Fayette County Bar Association's 2017 Outstanding Young Lawyer Award.



Carl N. Frazier (2007), Stoll Keenon Ogden PLLC attorney, was one of three young lawyers honored by the American Bar Association Young Lawyers Division. He was a finalist for the 2016 William Reece Jr. National Outstanding Young Lawyer Award.



Roula Allouch (2006) was featured in The New York Times in a Q&A entitled, "Roula Allouch on Muslims and travel."



Sharon Gold (2004) was selected by Commerce Lexington for its Leadership Lexington Class of 2017.



Christina L. Vessels (2004) was named to the list of 2017 Kentucky Super Lawyers "Rising Stars."



J. Michael Hearon (2003) was included in the National LGBT Bar Association's 2016 class of the 40 under 40 Best LGBT Lawyers.



Mark A. Noel (2003) joined Graydon Head & Ritchey LLP as an associate attorney.

Leila O'Carra (2003) joined the Lexington, Kentucky office of Littler, the world's largest employment and labor law practice representing management, as special counsel.



Jonathan L. Baker (2002) joined Wyatt, Tarrant & Combs, LLP.



Mandy Wilson Decker (2002), Stites & Harbison, PLLC attorney, was recognized on the 2016 "Top 250 Women in IP" list.

P. Branden Gross (2002) joined Bingham Greenebaum Doll LLP as a partner in the firm's Lexington, Kentucky office.



M. Scott McIntyre (2001) was elected President of the Cincinnati and Northern Kentucky Chapter of the Federal Bar Association for 2016-17. He is an equity partner at Baker and Hostetler LLP and coordinator of the firm's employment and labor practice.



Andrea Mattingly Williams (2001) was named second assistant in the Office of the Fayette Commonwealth's Attorney.

Emily Roark (2000), of Paducah, Kentucky, was interviewed by Dateline NBC about serving as the defense in a death penalty murder trial.

1990's



Joshua R. Denton (1999) was named section leader of Gullett Sanford Robinson & Martin PLLC's Litigation Section.



Lisa Wilson (1999) joined the Dallas office of national law firm Wilson Elser as partner.



James d'Entremont (1998) joined Thompson, d'Entremont, Hansen & Robin, LLC in Baton Rouge, Louisiana as a shareholder/member.



Chrisandrea Turner (1998) was elected as chair of Women Leading Kentucky.

Heather Culp (1997) was elected president-elect of the Mecklenburg County Bar.



Kimberly Henderson Baird (1996) was named first assistant in the Office of the Fayette Commonwealth's Attorney.



Margaret Levi (1995) of Wyatt, Tarrant & Combs, LLP updated Kentucky employers by writing the third edition of her book, *The Impact of Health Care Reform on Kentucky Employers*.



W. Craig Robertson, III (1993) was named Partner in Charge of Wyatt, Tarrant & Combs, LLP's Lexington, Kentucky office, the firm's second largest office.



Paul Harnice (1992) was appointed to the Kentucky State University board by Governor Matt Bevin.



Anne Gorham (1991), Stites & Harbison, PLLC attorney, was named a Fellow of the Construction Lawyers Society of America.



Brian Cromer (1990), Stites & Harbison, PLLC attorney, was re-elected to the GLI Board of Directors. He was also confirmed to serve on University of Louisville's Board of Trustees.

1980's



Allyson True Cook (1989) joined Stites & Harbison, PLLC, as counsel to the firm based in the Covington, Kentucky office.

Nashville-based counsel **John F. Rogers, Jr.** (1989) joined Burr & Forman LLP's real estate practice. His addition is part of Burr & Forman's continued expansion in Nashville.



Barry M. Miller (1988) was named to the list of 2017 Kentucky Super Lawyers.



Ann Catino (1987), of Halloran & Sage, was named to the list of 2017 Super Lawyers.



Cornelius E. Coryell (1987) was recognized by Benchmark Litigation 2017 as a "litigation star" for the publication's 10th Anniversary Edition.



Karen J. Greenwell (1985) was honored with the 2016 John L. McClaugherty Award for distinguished service at the Energy & Mineral Law Foundation's 37th Annual Institute.

Teresa T. Combs (1983) joined the firm of Mazanec, Raskin & Ryder Co., L.P.A. as a partner in its Lexington, Kentucky office.



Bill Geisen (1982), of Stites & Harbison, PLLC, was named the first president of the Construction Lawyers Society of America (CLSA), an international honorary society.

Kerry B. Harvey (1982), former United States Attorney for the Eastern District of Kentucky, joined the Dickinson Wright PLLC's Lexington, Kentucky office as a member.

Deputy Chief Justice **Mary C. Noble** (1982) received the Liberty Bell Award for her service to the Commonwealth and the Kentucky Court of Justice.



David W. Seewer (1981), of Wyatt, Tarrant & Combs, LLP, was appointed to Leadership Kentucky's Board of Directors for a three-year term.

1970's



James W. Gardner (1978) joined Sturgill, Turner, Barker & Moloney, PLLC's Utility & Energy Law Practice Group. He was also selected by Commerce Lexington for its Leadership Lexington Class of 2017.



Pierce W. Hamblin (1977) was awarded the Kentucky Bar Association's Distinguished Lawyer Award for 2017.



Chief Justice of Kentucky **John D. Minton Jr.** (1977) was elected to serve a one-year term as president of the Conference of Chief Justices and chair of the National Center for State Courts Board of Directors. President Barack Obama also nominated him to serve on the board of directors of the State Justice Institute (SJI).



Bill Garmer (1975) served as president-elect of the Kentucky Bar Association (KBA) for a one-year term, beginning July 1, 2016.

Stephen Bright (1974) was honored at the Southern Center for Human Rights' annual Georgia reception, Justice Taking Root, for his retirement from the Southern Center for Human Rights.

Mark Bryant (1973) was interviewed by Dateline NBC about serving as the defense in a death penalty murder trial.



William E. Davis III (1973) received the 2016 National Center for Race Amity Medal of Honor.



K. Gregory Haynes (1970), was recognized by Benchmark Litigation 2017 as a "litigation star" for the publication's 10th Anniversary Edition.

1960's

Jerry J. Cox (1968) was sworn in as treasurer of the National Association of Criminal Defense Lawyers (NACDL) at the Association's 59th Annual Meeting.

UK Law Hosts Brunch to Honor 2016-17 Scholarship Donors, Recipients

On February 11, 2017, University of Kentucky College of Law students, alumni, and friends gathered at Copper Roux for a brunch in honor of the 2016-17 scholarship recipients and donors.

The event gave over 60 exceptional law students and donors the opportunity to fellowship. Students expressed their appreciation to the generous alumni and friends of UK Law, and the donors learned firsthand how big of an impact they are making in the lives of current students.

David A. Brennen, Dean and Professor of Law at UK Law, gave remarks over breakfast. He emphasized the key role that donors play in ensuring that students have the opportunity to pursue their dreams of obtaining a quality legal education at UK.

For the 2016-17 academic year, UK Law proudly awarded 73 scholarships to nearly 300 deserving students, totaling almost 3 million dollars.

"I ask that you, as recipients, reflect on how meaningful scholarships have been to you and your education," said Dean Brennen. "I encourage you to consider making a gift to scholarships



for the next generation of UK Law students."

Jalyn Hewitt, a first-year law student, followed with a heartfelt thank you to donors on behalf of the students. Hewitt is a recipient of the Class of 1949 Fellowship, the Chancellor Scholarship, and the KLEO Scholarship.

"Being a scholarship recipient allows me to focus and dedicate myself to my school work full time," said Hewitt. "I would not be able to pursue my lifelong dream and now goal of becoming an attorney without donors who have taken the time to support law students through scholarships. There are not enough words to describe how thankful we are for your support."

Hewitt aspires to one day give back to UK Law, providing support to future law students in the same way.

The scholarship brunch is one of many ongoing ways in which UK Law thanks our scholarship donors and recognizes our scholarship recipients.



WILLIAM T. ROBINSON | 1945 – 2017

As told by his friend, Charles E. English

The love of Bill Robinson's life was family first, with his love for the legal profession and community service running close behind. We were close friends. We both looked forward to weekend phone calls. We both shared common interest in the Bar and the University of Kentucky College of Law. We usually spoke about both in our telephone calls. In the final weeks of his life, we spoke almost daily. Bill's interest in the new building for the law school was all-consuming. We served on the College of Law Visiting Committee and worked from the early days to gather interest in and support for the new building. In the final weeks of Bill's life, he made frequent inquiries on the progress of the University's final approval and authorization for construction of the new building. Bill was comforted to receive personal notification from the University of the final approval and authorization for the building to proceed just a few days prior to his death.

The College of Law recognized Bill's interest in the College of Law and his contributions to the legal profession by naming him to its Hall of Fame. Bill's life serves as an example for all attorneys, especially young attorneys entering the practice. All attorneys should strive for his balanced interest in family, community service, and the profession. His contagious energy and enthusiasm for life and service to others should serve as a guidepost for all members of the profession. He utilized his high-octane energy to balance his life, always with time for family and friends and with indefatigable service to the community and Bar.

Examples of his community service include service to his undergraduate alma mater, Thomas Moore College, and Redwood Children's Home. He received the Learned Hand Award from the American Jewish Committee. Bill's efforts in economic development involved not only Northern Kentucky but the entire Commonwealth. He was influential in establishing the Northern Kentucky-Tri County Economic Development Corporation. He served as chair of the Northern Kentucky International Airport Board and Chair of the Kentucky

Chamber of Commerce. Perhaps Bill's most outstanding trait that allowed him to achieve so many accomplishments and successes in the community was his driving commitment to further cooperation among private organizations, local and state government, and anyone else he thought should be involved. Bill could see what needed to be done and would work totally intently until it was complete – and would follow the project with selfless dedication as long as needed.

Bill's active role in the American Bar Association spanned more than thirty years – first as a young lawyer, then as a member of the House of Delegates, then later as Treasurer, and then as President. He did almost everything there was to do in a leadership role in the ABA. He served on more committees and championed more causes than I can recall. As one of his partners pointed out, "his optimism and determination were infectious and will be greatly missed by all. We have lost not only an exceptionally creative and dedicated lawyer but also a genuine friend. He fought tirelessly to secure adequate court funding. During his term as ABA President, he focused on the issue pushing constantly for state courts to get the money they needed. By shining a bright public spotlight on the human consequences of unfunded courts – including the late justice for individuals and long lines around courthouses – he is credited with convincing many state legislatures to address the issue." At the time of his death, he was Chair of the ABA Standing Committee for the Judiciary.

Bill advocated for the rule of law and judicial independence abroad, particularly in forums in Ireland and India. Notwithstanding his indefatigable energy nationally and internationally, his primary passion always lay with the Kentucky lawyers and the Kentucky judiciary. Bill served on the Board of Governors of the Kentucky Bar Association for ten years and served as President and Vice-President for two of those years. During his time on the Board of Governors and as President of the Kentucky Bar, he was instrumental in several endeavors that will have a lasting impact on the practice



of law in Kentucky. Some of the programs he supported were providing continuing legal education with no cost to all Kentucky attorneys, establishment of the Kentucky Bar Foundation with IOLTA funding, the updated Rules of Professional Conduct, the right of an attorney charged with a disciplinary proceeding to have an oral argument before the Board of Governors, active encouragement and support of women and minorities in bar leadership roles, and providing affordable malpractice insurance to all members of the Kentucky Bar through a Bar-related insurance program.

Bill's life demonstrates to all attorneys that even busy lawyers can make a difference through maintaining an active life with family, community, and the profession. Bill coined the phrase "Upward and Onward," which he practiced until his very last days. Even though his life was cut short by cancer, he was at peace with his future.

Now he belongs to the ages.

in Memoriam

Mr. Stanley M. Saunier, Jr., 1947
Mr. Calvert T. Roszell, Jr., 1948
Mr. John T. Pryor, 1949
Capt. James R. Bruner, 1954
Mr. Morris E. Burton, 1954
Mr. Gardner L. Turner, 1954
Mr. James Levin, 1955
Mr. Robert C. Cetrulo, 1957
Mr. William M. Dishman, Jr., 1971
Mr. Larry A. Carver, 1963

Mr. Stephen S. Frockt, 1966
Mr. Henry E. Hughes, Esq., 1966
The Honorable Barlow Ropp, 1966
Mr. Harry M. Snyder, Jr., 1966
Mr. A. Duane Schwartz, 1967
Mr. David K. Layton, 1971
The Honorable Julia K. Tackett, 1971
Mr. Paul V. Hibberd, 1973
Judge Frank H. McCartney, 1974
Mr. Edwin J. Walbourn, 1977

Mrs. Pamela Todd May, 1978
Mr. Robert L. Whittaker, 1980
Mr. Robert M. Melvin, 1982
Mrs. Eleanor H. Leonard, 1984
Mr. Berry Conway, 1987
Estate of Frederick B. Kieckhefer, Jr., 1987
Ms. Carolyn Miller Cooper, 1993
Mrs. Amanda B. Perkins, 1998

2017 ALUMNI HALL OF FAME



Sarah Howard Jenkins is the Charles C. Baum Distinguished Professor of Law at the University of Arkansas at Little Rock William H. Bowen School of Law. As an academic-legal professional, Prof. Jenkins has devoted her time and energy to challenging her students to develop a commitment to diligence and competence in the study and practice of the law. Through her scholarship and participation in the quasi-legislative legal reform processes of the ABA, she sought to ensure parity among the diverse interests in commercial law. Her work has made a difference for people who otherwise would not have been represented in the reform of commercial law in the late 1980's and 1990's. Prof. Jenkins' involvement with an ABA Task Force on Suretyship, and one of her articles, was motivated in part by the large number of elderly women in predominantly African American churches who generously guaranteed the debts of family and congregational members. Without her involvement, these members of our community would have been unrepresented in the reform processes.

Prof. Jenkins is a member of the prestigious American Law Institute and she has served as chair of the ABA UCC Subcommittee on Article 1, during the revision of UCC Article 1, and the Subcommittee on Payment Systems, 2007-2010. Twice she has served as chair of the AALS Section on Commercial and Related Consumer Law and as member of the AALS Standing Committee on Recruitment and Retention of Minority Faculty and Students. She has published extensively on Commercial Law issues, organized several symposia of distinguished domestic scholars, and is the author of Volume 13 of the Revised Corbin on Contracts.

Finally, and perhaps most importantly, she is the daughter of Vivian and, the late, Hon. George Howard, Jr.; the mother of Elizabeth Courtney Jenkins; and, as a follower of Jesus Christ, she espouses a biblical worldview.

Taft A. McKinstry is Managing Member of Fowler Bell PLLC and chair of the firm's Commercial Law and Bankruptcy and Creditors' Rights Groups. With sophisticated experience built on more than 40 years of practice, McKinstry is known for finding successful solutions to highly complicated commercial, bankruptcy, and litigation matters.

She represents local and national clients in a variety of industries, including insurance, heavy equipment, equine, coal, oil and gas production, retail, and e-commerce. McKinstry's appellate experience encompasses numerous published opinions, including cases before the Kentucky Supreme Court and the Sixth Circuit Court of Appeals.

McKinstry is a member of the Visiting Committee of the University of Kentucky College of Law and a member of the Board of Directors of Commerce Lexington, having previously served as its General Counsel. She has served as chair of the Central Kentucky Network of International Women's Insolvency and Restructuring Conference (IWIRC).

McKinstry was inducted as a Fellow into the American College of Bankruptcy in 1994, has been rated AV by Martindale-Hubbell since 1987, and has been recognized in the Best Lawyers in America continuously since 1994. She is also a Fellow of the Litigation Counsel of America.

McKinstry graduated from UK Law in 1972 where she was a member of the Kentucky Law Journal. She received her Bachelor of Arts with a major in mathematics and business minor in 1969 from the University of Kentucky.

Robert L. Walker retired in 2016 as the senior vice president and chief financial officer of Western & Southern Financial Group (Western & Southern) based in Cincinnati, Ohio.

Prior to joining Western & Southern in 1998, Walker was senior vice president and chief financial officer at Provident Corporation in Louisville, Kentucky. Earlier roles at Provident included general counsel and vice president of tax. Additionally, he held the position of chief financial officer at National Data Corporation. He began his career as tax counsel for the Mead Corporation.

Professionally, Walker currently serves as a director of the board and member of the Executive Committee for Computer Services, Inc., in Paducah, Kentucky. He also continues to serve on the Finance Committee of Western & Southern as well as on the University of Kentucky College of Law Visiting Committee. He is also a past member of the Transylvania University board of trustees, the Kentucky Bar Association, and Financial Executives International.

In the Cincinnati community, Walker served on the board of TriHealth, Inc., and is a past board chair. He was also a member of the Cincinnati Opera board of trustees and is a past board member and treasurer of the Playhouse in the Park. In the Louisville community, Walker served on the boards of Leadership Kentucky and Kentucky Shakespeare Festival and is a past board member and treasurer of Actors Theater of Louisville.

Walker holds a Bachelor of Arts in Economics from Transylvania University and a Juris Doctor from UK Law. He resides in Naples, Florida, and Cincinnati with his wife, Susan. They have two grown children and three grandchildren.

2017 ALUMNI AWARDS

PROFESSIONAL ACHIEVEMENT

- *Eric P. Blackhurst, 1986*

This award is primarily designed to recognize a particularly noteworthy accomplishment in a given year, but may be given to one who has achieved and sustained an extraordinary level of excellence in a particular area of the law or one's chosen field.

COMMUNITY SERVICE

- *Thomas L. Rouse, 1978*

This award is given to the graduate who has provided outstanding leadership in his or her local community, state, or nation, to aid and benefit causes not necessarily related to the legal profession.

YOUNG PROFESSIONAL

- *Allison Ball, 2008*
- *Bradley D. Clark, 2009*

This award is designed for individuals who graduated within the past 10 years and have distinguished themselves professionally in the community, or in some other fashion.

DISTINGUISHED JURIST

- *Judge Janie McKenzie-Wells, 1986*

This award is given to the individual who has distinguished himself or herself through a contribution of outstanding service to the legal profession.

LEGACY

- *Michael A. Rowady, 1941*

This award may be bestowed upon an individual who graduated 50 or more years ago and has demonstrated exceptional leadership in his or her profession and/or community and has made a positive impact on the well-being of the UK College of Law, the Commonwealth of Kentucky, or elsewhere in the nation.



2017 DEAN'S CIRCLE FIRMS

Each year the UK Law Alumni Association recognizes those firms whose College of Law graduates have generously given back to their alma mater.

PLATINUM, 100% PARTICIPATION

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Paducah

GOLD, 90-99% PARTICIPATION

Thompson Miller & Simpson PLC
Louisville

SILVER, 85-89% PARTICIPATION

Dinsmore & Shohl LLP
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Henry Watz Raine & Marino, PLLC
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Stites & Harbison, PLLC
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2017 DEAN'S CIRCLE CHAMPION

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UK Law CLE hosts Kentucky Health Law Institute

BY VIRGINIA DAVIS SCALES

The University of Kentucky College of Law's Office of Continuing Legal Education (CLE) hosted the Kentucky Health Law Institute in Lexington, KY in September 2017. The two-day event was held at the Marriott Griffin Gate Resort and featured 30 attorneys and health industry professionals speaking about emerging and relevant topics in the health law field.

The topics covered at the institute ranged from legal issues in physician compensation and legal ethics for health care attorneys, to government relations and patient treatment quality. Speakers included:

- **Wm. C. (Chip) Adams III**, Attorney at Law Law Institute
- **Troy A. Barsky**, Crowell & Moring
- **Robert J. Benvenuti III**, Barnett Benvenuti & Butler PLLC
- **Melinda Blanche**, CCO, Lexington Clinic
- **Harold J. Bressler**, Ret. Gen. Counsel of the Joint Comm'n, Adjunct Faculty & Sr Advisor, Jaharis

Health Law Institute

- **Erin Brisbay McMahon**, Wyatt Tarrant & Combs LLP
- **K. Kelly White Bryant**, Stites & Harbison PLLC
- **Wesley R. Butler**, Barnett Benvenuti & Butler PLLC
- **Carole D. Christian**, Wyatt Tarrant & Combs LLP
- **Harry Dadds**, Stoll Keenon Ogden PLLC
- **Christian Davis Furman**, Medical Director, Institute for Sustainable Health and Optimal Aging
- **James A. Dietz**, Frost Brown Todd LLC
- **Michael N. Fine**, Wyatt Tarrant & Combs LLP
- **Alexander N. Fritz**, CPA/ABV, ASA, CVA, Blue and Company
- **Vickie Yates Glisson**, Sec'y, KY Cabinet for Health & Family Svcs
- **Randy Gott**, Senior VP, The Advisory Board Company
- **Kerry B. Harvey**, U.S. Attorney, E.D. Ky.
- **Marian J. Hayden**, Cull & Hayden PSC
- **Derrick Y. Hill**, Kentucky REC
- **John Inman**, Acting Inspector General, KY Cabinet for Health & Family Services

- **Rick King**, VP/CLO, Appalachian Regional Healthcare
- **Mathew R. Klein**, Dressman Benzinger LaVelle PSC
- **Phil Marshall**, President/CEO, Hosparus
- **Steve Miller**, Kentucky Medicaid Commissioner
- **Stephen E. Oakes**, Federal Bureau of Investigations
- **Kim Scifres**, Director, BKD, LLP
- **Daniel C. Soldato**, Wyatt Tarrant & Combs LLP
- **Sarah Cronan Spurlock**, Stites & Harbison PLLC
- **Kent Wicker**, Dressman Benzinger LaVelle PSC
- **Kevin R. Winstead**, Ky. Atty Gen. Office

The Institute had a record attendance of 124 persons.

"The turnout of incredible speakers and attendees for the two-day institute was remarkable and we hope to maintain that level of attendance for our future health law programs," said UK Law CLE Director Kevin Bucknam.



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REGULATING NONMARRIAGE

CLOSING THOUGHTS BY ALBERTINA ANTOGNINI



Two years have elapsed since the Supreme Court recognized the constitutional right to marry in the landmark case of *Obergefell v. Hodges*. Much ink has been spilled in the opinion's aftermath by scholars who have in turn lauded it for its promotion of dignity and equality, criticized it for having a conservative vision of what marriage entails, or pored over its reasoning to better understand the future it has ushered in. Underlying the opinion, and the recent scholarly debate it has generated, is the centrality of marriage – to the individual, to society, to the law. Justice Kennedy, writing for the Court, appealed to the durability of marriage as an institution: “Since the dawn of history, marriage has transformed strangers into relatives, binding families and societies together.” Marriage, moreover, “embodies the highest ideals of love, fidelity, devotion, sacrifice, and family.” The Constitution, a majority of the Court concluded, could not be interpreted to deny same-sex couples the fundamental right to marry.

While *Obergefell* is notable for its rhetoric surrounding marriage, the opinion is equally notable for what it left unsaid: absent from *Obergefell* is any discussion of divorce, which by some accounts affects about half of all married couples, or any mention of the increasing number of individuals who are foregoing marriage, which is at an all-time high. In fact, marriage rates have been steadily declining for decades: one in four young adults today may never marry. And, marriage is becoming something of an elite status – those who marry, and remain married, generally have higher levels of income and education than those who do not marry or those who marry and then divorce. Although the repercussions of *Obergefell* are yet to be fully understood, in many ways the principal challenge for family law going forward is not how to address individuals who marry, which now includes

homosexual and heterosexual couples, but rather how to address those individuals who do not marry, either by choice or happenstance.

Family law remains staunchly focused on marriage and is thus ill-equipped to address nonmarital couples. State family law statutes do not generally regulate unmarried couples directly; these couples have occasion to interact with the law mainly in instances of rupture, when the relationship ends. Unmarried couples tend to either seek out the court's help in distributing property at the conclusion of their relationship or in deciding the custody of any children born to the relationship. The former situation – how courts distribute property after a couple separates – is particularly instructive. In these cases, courts have occasion to assess the nature of the nonmarital relationship and quite literally assign a value to the contributions made by each party.

The majority of couples who go to court to request a property distribution are heterosexual, even though they have long had the right to marry. The typical plaintiff – the individual seeking property – is a woman. The typical defendant – who is arguing against these claims of property – is a man. In evaluating the nonmarital cases, marriage remains central to the court's analysis: courts either look to marriage as a requirement for what a nonmarital relationship should be before deciding to distribute property, or as a status from which to differentiate the nonmarital relationship in deciding to award property.

Despite the variation in how courts approach nonmarital relationships, they reach strikingly consistent results: the individual seeking property, who is nearly always a woman, receives little outside of marriage. Those cases that require a nonmarital relationship to look just like a marriage before awarding property rely on marriage so closely that they have the

effect of denying recovery in most situations – based, paradoxically, on the fact that there was no legal tie of marriage. Those cases that require a nonmarital relationship to look nothing like a marriage in order to award property end up giving little to a woman who was in a marital-like relationship: if a relationship looks anything like a marriage, or the services provided by the woman approximate those a wife gives her husband, then courts deny property distribution. These two sets of cases converge, therefore, on a uniform result: outside of marriage, courts value the services a woman provides at a discount, or as entirely gratuitous. Courts thus reinforce the notion that a woman's labor within the home is either less valuable, or free.

In the process of evaluating nonmarriage by analogy or distinction to marriage, these cases impose a specific, and rather archaic, definition of marriage. Because the plaintiff seeking property is ordinarily a woman, these cases revolve around what a wife's duties are, or ought to be: the wife should provide homemaking services such as cooking, cleaning, and childcare. Some courts also require her to provide advice, time, and energy to her husband's business ventures. When these wifely services take place outside of marriage they are worth less, if not totally worthless.

A deeper understanding of how courts address nonmarital relationships provides a first step in identifying the legal regime's current limitations given the changing demographics of the American family. It remains to be seen how the law will adapt once same-sex couples, who can now marry, go to court in greater numbers to request a property distribution at the conclusion of a relationship that was not marital. While this thicker description of how courts regulate nonmarital relationships does not answer the question of how the law *should* regulate nonmarital relationships, it shows that marriage is not necessarily the only answer.



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